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JOURNAL.

JOURNAL
OF
COMMON COUNCIL
OF THE
CITY OF PHILADELPHIA
FOR THE YEAR 1866.

VOL. II.

Monday, July 2d, 1866.

A special meeting of Common Council was held this afternoon, in pursuance to the following call :

PHILADELPHIA, *June 28, 1866.*

JOHN ECKSTEIN,

Clerk of Common Council.

Please call a special meeting of Common Council, to be held in Common Council Chamber, on Monday next, July 2d, 1866, at 3 o'clock, P. M., to consider bills from Select Council and other business.

WILLIAM S. STOKLEY,

President of Common Council.

Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Creswell,
Dillon,
Eager,
Earnest,
Evans,
Fox,
Franciscus,
Gill,
Hallowell,
Hancock,
Harper,
Harrison,
Hetzell,
Hill,

Messrs. Little,
Mactague,
Marcer,
Martin,
Miller,
Mullen,
Nickels,
Oram,
Palmer,
Ray,
Schafer,
Shane,
Simpson,
Stockham,
Stokes,
Taylor,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

Council then proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the purchase of certain lots of ground in the Ninth Ward."

The first section was again read and agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Mr. Fox, (on leave,)

Offered the following, to wit: "Resolution to repave with tramway stone Steiner street, in the Thirteenth Ward."

Which was referred to the Committee on Highways.

Mr. Hetzell, (on leave,)

Read in place a bill, entitled "An Ordinance supplementary to an Ordinance, entitled 'An Ordinance to authorize the Mayor to contract for the Cleansing of the Streets of the City, approved the 6th day of April, 1866.'"

Which was referred to the Committee on Street Cleansing.

Mr. Armstrong, (on leave,)

Offered the following, to wit: "Resolution of Inquiry to the Chief Engineer of the Water Department."

Which was referred to the Committee on Water Works.

Mr. Miller, (on leave,)

Presented petition of citizens of the City, asking that a certain street be located between Thirteenth and Broad streets, northward from Columbia avenue to the Huntingdon Park, in the Twentieth Ward.

Which was referred to the Committee on Surveys.

Mr. Stockham, (on leave,)

Communication from George Smith, offering to cleanse the streets and inlets, and gather all ashes and garbage for the Northern District of the City of Philadelphia, for the sum of fifty-five thousand dollars per annum, for five years.

Which was referred to the Committee on Street Cleansing.

Mr. Palmer, (on leave,)

Offered the following, to wit: "Resolution of Instruction to the City Controller." (*Appendix No. 1.*)

The resolution was again read.

Mr. Miller

Moved to refer the resolution to the Committee on Finance.

Which was not agreed to.

The resolution was agreed to.

The title was agreed to.

Select Council informed Common Council that they had received a report from the Committee on Street Cleansing with a resolution annexed, entitled "Resolution to discharge the Committee on Street Cleansing from the further consideration of the communication of Smith & Hill, requesting an additional appropriation," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on City Property, with a resolution annexed, entitled "Resolution for the appointment of a Joint Special Committee on Public Buildings," and had appointed Messrs. Sperring, Jones, Omerly, Shermer, and Marcer, the Committee on the part of Select Council, which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Water Works, with a bill annexed, entitled "An Ordinance to create a Commission to report upon a better supply of water for the City," which they had passed, and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of Instruction to the Committee on City Property," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution

of Instruction to the Committee on Police," in which they asked concurrence.

Mr. Marcer, (on leave,)

Offered the following, to wit: "Resolution restricting the lien of a certain judgment to specified properties of Henry Simon, William McFadden, David Wallace, and Clement L. Hughes." (*Appendix No. 2.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Evans

Moved to resume the second reading of the bill, entitled "An Ordinance to pay the Chief Engineer of the Department for supplying the City with water, for services in extending the Water Works," which was under consideration at adjournment of last meeting.

Which was agreed to.

The question being, "Shall the main question be now put?"

The President

Ordered the yeas and nays to be called, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Calhoun, Creswell, Eager, Earnest, Evans, Hancock, Harper, Harrison, Hill, Little, Martin, Miller, Palmer, Ray, Schafer, Shane, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits and Wolbert—26.

NAYS—Messrs. Oram and Stokley, *Pres't*—2.

Which was agreed to.

The question recurring on agreeing to the amendment to insert after the words "per month" the words "in addition to the salary already fixed by ordinance,"

The yeas and nays were required by Mr. Gill, seconded by Mr. Marcer, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Calhoun, Creswell, Eager, Earnest, Evans, Hancock, Harper, Harrison, Hill, Little, Martin, Miller, Ray, Shane, Simpson, Stockham, Stokes, Taylor, Vankirk, and Wolbert—23.

NAYS—Messrs. Bardsley, Billington, Fox, Franciscus, Gill, Hallowell, Hetzell, Marcer, Mullin, Nickels, Oram, Palmer, Schafer, and Stokley, *Pres't*—14.

Which was agreed to.

The first section as amended was agreed to.

The second section was again read.

Mr. Marcer

Moved that Council resolve itself into the Committee of the Whole for the purpose of general amendments.

On agreeing to the motion,

The yeas and nays were required by Mr. Marcer, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Bardsley, Franciscus, Hetzell, Mullin, and Stokley, *Pres't*—5.

NAYS—Messrs. Allen, Allison, Armstrong, Calhoun, Creswell, Eager, Earnest, Evans, Hancock, Harper, Harrison, Hill, Little, Martin, Miller, Ray, Shane, Simpson, Stokes, Vankirk, and Wolbert—21.

Which was not agreed to.

The question recurring on agreeing to the second section,

The yeas and nays were required by Mr. Marcer, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Calhoun, Creswell, Eager, Earnest, Evans, Hancock, Harper, Harrison,

Hill, Little, Martin, Miller, Ray, Shane, Simpson, Stockham, Stokes, Vankirk, and Wolbert—22.

NAYS—Messrs. Oram, Palmer, and Stokley, *Pres't*—3.

Which was agreed to.

The title was agreed to.

The bill was read a third time by its title.

The question being on the final passage of the bill,

Mr. Marcer

Moved that the further consideration of the bill be indefinitely postponed.

Which was not agreed to.

The question recurring on the final passage of the bill,

The yeas and nays were required by Mr. Mactague, seconded by Mr. Marcer, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Calhoun, Creswell, Eager, Earnest, Evans, Hancock, Harper, Harrison, Hill, Little, Martin, Miller, Ray, Shane, Simpson, Stockham, Stokes, Vankirk, and Wolbert—22.

NAYS—Messrs. Bardsley, Billington, Fox, Gill, Hallowell, Hetzell, Marcer, Mullin, Nickels, Oram, Palmer, and Stokley, *Pres't*—12.

It was agreed to.

So the bill passed.

Mr. Marcer

Assigned the following reasons for voting against the bill :

1. Because Mr. Birkinbine accepted the office of Chief Engineer of the Water Works, with a full knowledge of the salary appertaining thereto; and that he would be required as one of the duties of his office to perform the very work that the ordinance proposes to give extra compensation for. He was therefore bound to perform his contract

with the city in good faith, as any other contractor would by law be required to do.

2. Because the financial condition of the city is such, that any increase of salaries or extra appropriations are burthens upon the tax-payers, and calculated to again flood the market with outstanding warrants.

3. Because the extra amount contemplated to be paid to Mr. Birkinbine, is to be taken from a loan for the extension of the Water Works. The citizens suppose this loan was created to give them a better supply of water, and not to pay an increase of salary to an executive officer of the Department.

4. Because the ordinance increases the salary of the head of the department in consideration of the alleged extra work, but makes no provision or takes no care whatever of the other employés and laborers on the same work.

The President

Presented an invitation from Joshua T. Owen, Chairman of Committee on invitation on receiving State Flags, to attend the same on Fourth of July instant.

Which was read and laid on the table.

Mr. Hetzell, (on leave),

Offered the following, to wit: "Resolution of request to the Mayor and City Solicitor relative to the loans of the City."

Which was referred to the Committee on Finance.

Council then proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the Reading Railroad Company to erect certain wooden buildings."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Council then proceeded to the consideration of amend-

ments to the bill from Select Council, entitled "An ordinance to grant permission to the Church of the Incarnation to erect four buttresses at their church edifice, Broad and Jefferson streets, in the Twentieth Ward."

Mr. Billington

Moved that Common Council concur in Select Council's amendments.

Which was agreed to.

And Common Council concurred in Select Council's amendments.

Mr. Evans, (on leave,)

Offered the following, to wit: "Resolution of Instruction to the Chief Engineer of the Fire Department."

The resolution was again read.

Mr. Palmer

Moved that the resolution be indefinitely postponed.

Which was not agreed to.

Mr. Hancock

Moved to refer the resolution to the Committee on Fire and Trusts.

Which was agreed to.

Mr. Wolbert

Moved that when Council adjourn it adjourn to meet on Wednesday, July 4th, at 9 A. M.

Which was agreed to.

Council then proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an additional appropriation to the Controllers of Public

Schools, and to authorize a transfer in their annual appropriation for 1866."

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "Resolution to transfer certain items of appropriation for the expenses of Girard Estate and Trusts."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance appropriating certain portions of Broad street for the purposes of a public drive, carriage-way or avenue, as authorized by Act of Assembly, approved March 23d, 1866."

The first section was again read.

Mr. Miller

Moved to amend the section by striking out the following, to wit: "the river Delaware to the south line of the late District of Penn, the carriage-way shall be seventy-seven feet from curb to curb, and from thence to Fisher's lane fifty-seven feet between curbs," and insert the following, to wit: "From the Delaware river to the south line of the late District of Penn, from Columbia avenue to Fisher's lane, the carriage-way shall be seventy-seven feet, and the intermediate distance from the line of the late District of

Penn to Columbia avenue, the carriage-way shall be fifty-seven feet between the curbs."

Which was agreed to.

The first section as amended was agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred with amendment.

Council proceeded to the second reading of the bill from Select Council, entitled "Resolution relative to the New Court House."

The resolution was again read.

Mr. Hancock

Moved that the further consideration of the resolution be postponed for the present.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to release the lien of certain mortgages."

The first section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Council proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the City Controller."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to lay water-pipe on Aramingo street and Walnut street."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the City Solieitor relative to the Bridge over the river Schuylkill, at Manayunk."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Mr. Franciscus, (on leave,)

Chairman of the Special Committee to whom was referred the communication of the City Controller in regard to better accommodations, presented a report with a bill annexed, entitled "An Ordinance to provide better accommodations for the City Controller." (*Appendix No. 3.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Franciscus

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Vankirk, (on leave,)

Read in place a bill, supplementary to an Ordinance, entitled "An Ordinance to make an appropriation to the Department of City Property for the year 1866, approved February 25th, 1866." (*Appendix No. 4.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Vankirk

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time by its title.

And on the final passage of the bill, the yeas and nays were required by Mr. Hancock, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allison, Armstrong, Billington, Calhoun, Dillon, Eager, Earnest, Gill, Hallowell, Harper, Hill, Mac-tague, Martin, Nickels, Palmer, Ray, Schafer, Shane, Simpson, Stockham, and Vankirk—21.

NAYS—Messrs. Hancock, Harrison, Hetzell, Marcer, Miller, and Stokley, *Pres't*—6.

Which was agreed to.

So the bill passed.

Select Council informed Common Council that they had received a report from the Committee on Street Cleansing with a bill annexed, entitled "An Ordinance to authorize the Mayor to contract for the cleansing of the streets of the Northern District, and to make an appropriation therefor," which they had passed and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of Instruction to the Committee on Law," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution to authorize the Board of Health to construct a drain through the Parade Ground," in which they asked concurrence.

Council proceeded to the second reading of the resolution from Select Council, entitled "Resolution of request to the Committee on the Reception of State Flags."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the Mayor to contract for the cleansing of the streets of the Northern District and to make an appropriation therefor."

The first section was again read and agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The fourth section was again read and agreed to.

The fifth section was again read and agreed to.

The preamble was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Mr Marcer

Moved that Council resume the second reading of the bill, entitled "Resolution authorizing the paving of Hancock street, in the Nineteenth Ward."

Which was agreed to.

The question being on the amendment to strike out "two" and insert "three years,"

It was agreed to.

The question recurring on the resolution as amended,

It was agreed to.

The title was agreed to.

Council proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the Clerks of Councils."

The resolution was again read.

Mr. Miller

Moved to amend by striking out "one o'clock" and inserting "two o'clock."

Which was agreed to.

The resolution as amended was agreed to.

The title was agreed to.

So Common Council concurred with amendment.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to lay water pipe on Alder and other streets."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to change the place of voting in the Fifth Division of the Second Ward."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize a contract to be made with D. Cramer and Son for building the engine and boiler house at Roxborough."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to change the place of voting in the Third Division of the Twenty fifth Ward."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Mr. Billington

Offered the following, to wit: "Resolution to appoint a Joint Special Committee of Inquiry." (*Appendix No. 5.*)

The resolution was twice read and agreed to.

The title was agreed to.

The President

Appointed Messrs. Billington, Oram, Krupp, Harrison, and Hetzell Committee on the part of Common Council.

Council then proceeded to the second reading of the resolution from Select Council, entitled "Resolution for the appointment of a Joint Special Committee on Public Buildings."

The resolution was again read.

Mr. Hetzell

Moved that the further consideration of the resolution be postponed for the present.

Which was not agreed to.

Mr. Hetzell

Moved to amend by inserting the following: "*Provided*, The expense to the City shall not exceed two hundred dollars."

Which was not agreed to.

The resolution was again read and agreed to.

The title was agreed to.

So Common Council concurred.

The President

Appointed Messrs. Miller, Willits, Fox, Hancock and Nickels committee on part of Common Council.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to discharge the Committee on Street Cleansing from the further consideration of the communication of Smith & Hill, requesting additional appropriation."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the Committee on Law."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the Committee on Police."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the Committee on City Property."

The resolution was again read.

Mr. Simpson

Moved to refer the resolution to the Committee on City Property of Common Council.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to create a commission to report upon a better supply of Water for the City."

The first section was again read.

Mr. Marcer

Moved that the further consideration of the bill be indefinitely postponed.

Which was agreed to.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution authorizing the Board of Health to construct a Drain through the Parade Ground."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Select Council informed Common Council that they had concurred in the following, to wit:

"An Ordinance to provide better accommodation for City Controller."

"Resolution of Instruction to the City Controller."

"An Ordinance Supplementary to an Ordinance, entitled 'An Ordinance to make an appropriation to the Department of City Property for the year 1866,' approved February 25th, 1866."

In amendments of Common Council to the bill, entitled "An Ordinance appropriating certain portions of Broad street for the purpose of a public drive, carriage-way or avenue," as authorized by Act of Assembly, approved March 23d, 1866.

Mr. Harper

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

An Adjourned Special Meeting, July 4th, 1866.

Council met—Members present :

Messrs. Allison,
Bardsley,
Derbyshire,
Franciscus,
Harrison,
Hetzell,

Messrs. Nickels,
Palmer,
Ray,
Stockham,
Willits,
Stokley, *Pres't.*

There being no quorum

The President

Declared Council adjourned till Thursday next, at three o'clock P. M.

Thursday, July 5th, 1866.

Council met—Members present :

Messrs. Allen,	Messrs. Krupp,
Allison,	Little,
Armstrong,	Mactague,
Bardsley,	Marcer,
Billington,	Martin,
Calhoun,	Miller,
Creswell,	Mullin,
Derbyshire,	Nickels,
Dillon,	Oram,
Earnest,	Palmer,
Evans,	Ray,
Fox,	Shane,
Gill,	Simpson,
Griffiths,	Stanton,
Hallowell,	Stockham,
Hancock,	Stokes,
Harper,	Taylor,
Hetzell,	Vankirk,
Hill,	Willits,

Stokley, *Pres't.*

The President

Presented communication from City Treasurer, calling attention of Councils to writ of mandamus served on him, and urged its payment without delay.

Which was referred to the Committee on Finance.

Mr. Marcer, (on leave,)

Presented writ of mandamus in case of Commonwealth of Pennsylvania *vs.* Philadelphia City, for \$439,228.34 and costs.

Which was referred to the Committee on Finance.

The President,

Communication from W. W. Smedley, Chief Commissioner of Highways, in answer to "Resolution of Inquiry relative to the Penrose Ferry Bridge." (*Appendix No. 6.*)

Which was read and laid on the table.

Mr. Evans,

Petition to change the place of voting in the Eleventh Division of the Fifteenth Ward.

Which was referred to the Committee on Law.

Mr. Marcer,

Petition of property owners in the Twentieth Ward, asking that water-pipe be laid on Thirty-first street, from the main on Pennsylvania avenue, in said Ward, in order to secure a better supply of water.

Which was referred to the Committee on Water Works.

Also,

Petition from the executors of Cornelius Stevenson, deceased, setting forth that the pier at South street on the river Delaware, is encroaching on the property of said estate.

Which was referred to the Committee on Port Wardens.

The following message was received from the Mayor:

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *July 5th*, 1866.

To the President and Members of
Common Council of the City of Philadelphia :

GENTLEMEN :—I have approved and signed the following ordinances and joint resolutions, to wit :

June 2, 1866.—Resolution approving the sureties of Enoch Foster, supervisor of part of Twenty-third Ward, and restricting the lien of the judgment entered upon the official bond of said Enoch Foster.

June 2, 1866.—Resolution on the death of Brevet-Lieutenant-General Winfield Scott.

June 8, 1866.—Resolution granting Fitler, Weaver & Co., leave to erect a telegraph wire on certain streets and telegraph poles.

June 9, 1866.—Resolution to grant permission to the Pennsylvania Railroad Company to erect a lamp-post and place signs on the lamp and post in front of their office.

June 9, 1866.—An Ordinance to make an appropriation to fit up and furnish the office for the Department of Markets, Wharves and Landings.

June 9, 1866.—Resolution to authorize the tramwaying of Wager, Shock, Fleming, and Erety streets.

June 9, 1866.—An Ordinance to authorize the erection of temporary wooden sheds by the Philadelphia City Passenger Railway Company.

June 9, 1866.—Resolution to authorize satisfaction to be entered on the official bond of Charles Dixey.

June 9, 1866.—Resolution to authorize the paving of Morris, Dalton, and Chestnut streets.

June 9, 1866.—Resolution to release a certain property of Daniel R. Harper from the lien of a certain judgment.

June 9, 1866.—Resolution to authorize the paving and re-paving of Carlton street.

June 9, 1866.—Resolution of Instruction to the Chief Commissioner of Highways.

June 15, 1866.—An Ordinance to authorize the purchase of a lot of ground in the Eleventh Ward.

June 15, 1866.—An Ordinance appropriating a certain lot of ground in the Eleventh Ward for school purposes.

June 15, 1866.—Resolution approving the sureties of Jacob W. Colladay, for the erection of a New Court House.

June 15, 1866.—An Ordinance to make an appropriation to pay the interest on the funded debt of the City of Philadelphia, falling due on the first day of July, 1866.

June 22, 1866.—Resolution to release a certain property of Robert Tobin from the lien of a judgment entered on the official bond of John Mansfield, Collector of Taxes for the Seventh Ward.

June 22, 1866.—Supplement to an Ordinance, entitled "An Ordinance to make an appropriation to the Department of Police, for the year 1866," approved December 23, 1865.

June 22, 1866.—Resolution to authorize the paving of Mercury street, in the Eighteenth Ward.

June 22, 1866.—An Ordinance authorizing the delivery of certain bonds.

June 29, 1866.—An Ordinance to authorize the construction of a bridge over Cresheim Creek, at Green street, in the Twenty-second Ward.

June 29, 1866.—Resolution relative to the Schuylkill River Passenger Railway Company.

June 29, 1866.—An Ordinance to make an appropriation to pay certain claims.

June 29, 1866.—Resolution to change the precinct house for the Seventh Division of the Eighth Ward.

July 3, 1866.—Resolution of Instruction to the City Controller.

July 3, 1866.—An Ordinance to provide for better accommodation for City Controller.

July 3, 1866.—An Ordinance to grant permission to the Church of the Incarnation to erect four buttresses at their church edifice, Broad and Jefferson streets, in the Twentieth Ward.

July 3, 1866.—An Ordinance supplementary to an Ordinance, entitled "An Ordinance to make an appropriation to the Department of City Property, for the year 1866," approved February 25, 1866.

Very Respectfully,
MORTON McMICHAEL,
Mayor of Philadelphia.

Mr. Marcer,

From the Committee of Conference on the difference between the Chambers on the bill, entitled "An Ordinance to make an appropriation to the Department for Cleansing the City for the purpose therein mentioned," presented a report. (*Appendix No. 7.*)

Mr. Marcer

Moved that the report of the committee be adopted.

Which was agreed to.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to authorize the repaving of Steiner street, in the Thirteenth Ward." (*Appendix No. 8.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same committee, a further report with a resolution annexed, entitled "Resolution to authorize the paving of Mascher street and Hackley street." (*Appendix No. 9.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize the paving of Marshall and Franklin streets." (*Appendix No. 10.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same committee, a further report with a resolution annexed, entitled "Resolution to grade Washington street from Hipple's lane to Domino lane, in the Twenty-first Ward." (*Appendix No. 11.*)

The resolution was again read.

Mr. Hetzell

Moved to amend by adding "*Provided*, That the Chief Commissioner of Highways advertise for proposals, and the same be allotted to the lowest bidder."

Which was agreed to.

Mr. Marcer

Moved to recommit the resolution to the committee.

Which was agreed to.

Mr. Derbyshire, (on leave,)

Presented a petition of citizens of the Nineteenth Ward, asking for a change in the place of holding elections in the Fourth Division of said ward.

Which was referred to the Committee on Law.

Mr. Billington,

Chairman of the Committee on Police, presented a report with a bill annexed, entitled "An Ordinance to grant per-

mission to M. C. Campbell to erect wooden buildings at his new Skating Park." (*Appendix No. 12.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Billington

Moved that the rules be suspended in this case and the bill be read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Griffiths,

Chairman of the Committee on Trusts and Fire, presented a report with resolutions and bill annexed, entitled "Resolution authorizing certain transfers of the appropriation made to the Fire Department for the year 1866." (*Appendix No. 13.*)

Also,

"Resolution authorizing the Chief Engineer of the Fire Department to draw certain warrants." •

Also,

"An Ordinance making an appropriation to a portion of the fire companies composing the Fire Department."

And moved to proceed to the second reading of "Resolution authorizing certain transfers of the appropriation made to the Fire Department for the year 1866."

Which was agreed to.

The resolution was again read and agreed to.

The title was agreed to.

Also,

Moved to proceed to second reading of "Resolution authorizing the Chief Engineer of the Fire Department to draw certain Warrants."

Which was agreed to.

The resolution was again read and agreed to.

The title was agreed to.

Also,

Moved to proceed to second reading of "An Ordinance making an appropriation to a portion of the Fire Companies composing the Fire Department."

Which was agreed to.

The first section was again read.

Mr. Nickels

Moved that Council take a recess of five minutes.

Which was agreed to.

The time having expired,

The President

Called Council to order.

The question being on agreeing to the first section,

It was agreed to.

The title was agreed to.

Mr. Evans

Moved that the rules be suspended in this case and the bill be read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Select Council informed Common Council that they had

received a report from the Committee on Water Works with a resolution annexed, entitled "Resolution to lay water pipe on America and other streets," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Law with a resolution annexed, entitled "Resolution to change the place of voting in the Second Division of the Twenty-second Ward," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the same committee with a resolution annexed, entitled "Resolution to discharge the Committee on Law from the consideration of certain petitions," which they had passed and in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance to increase the Income of the Girard Estates," in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance to make an appropriation to the Department of City Property for the purpose of fitting up Moyamensing Hall for a Station House," in which they asked concurrence.

Also,

"An Ordinance to make an additional appropriation to the Department of Police for the expenses of the year 1866," which they had passed and in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance to pay the Page of Select Council," in which they asked concurrence.

Mr. Hill, (on leave,)

Offered the following, to wit: "Resolution of request to the Germantown Water Company."

Which was referred to the Committee on Water Works.

Mr. Little,

Chairman of the Committee on Surveys, presented a report with a resolution annexed, entitled "Resolution to discharge the Committee on Surveys from the consideration of a bill to reduce the width of Powelton avenue." (*Appendix No. 14.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same committee, a further report with a bill annexed, entitled "An Ordinance to authorize the construction of certain Sewers." (*Appendix No. 15.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

Mr. Marcer

Moved that the further consideration of the bill be postponed for the present.

Which was agreed to.

Mr. Callhoun

Read in place a bill, entitled "An Ordinance to provide for the election of a Police Magistrate for the Seventeenth District." (*Appendix No. 16.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Calhoun

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Hancock

Offered the following, to wit: "Resolution of Instruction to the City Solicitor. (*Appendix No. 17.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Hetzell

Offered the following, to wit: "Resolution of Instruction to the Special Committee to investigate the management of the Philadelphia Gas Works."

The resolution was again read.

Mr. Palmer

Moved to refer the resolution to the Special Committee on Gas Investigation of Common Council.

Which was agreed to.

Mr. Allen

Offered the following, to wit: "Resolution relative to drays and wagons." (*Appendix No. 18.*)

The resolution was read twice and agreed to.

The title was agreed to.

Council proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an addi-

tional appropriation to the Department of Police for the expenses of the year 1866."

The first section was again read.

Mr. Billington

Moved to refer the bill to the Committee on Police of Common Council, and the Committee be requested to report the same on Thursday next.

On this question the yeas and nays were required by Mr. Calhoun, seconded by Mr. Marcer, and were as follow :

YEAS—Messrs. Allen, Allison, Billington, Fox, Hallowell, Hancock, Hetzell, Marcer, Miller, Oram, Shane, Simpson, Stokes, and Taylor—14.

NAYS—Messrs. Calhoun, Earnest, Evans, Griffiths, Harper, Mactague, and Stanton—7.

No quorum voting,

The President

Ordered a call of the House, when the following members answered to their names :

Messrs. Allen, Allison, Bardsley, Billington, Calhoun, Dillon, Earnest, Evans, Fox, Griffiths, Hallowell, Hancock, Harper, Hetzell, Mactague, Marcer, Miller, Nickels, Oram, Palmer, Shane, Simpson, Stanton, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*.

A quorum of members answering to their names,

The President

Directed the yeas and nays to be called on the motion to refer, and were as follow :

YEAS — Messrs. Allen, Allison, Bardsley, Billington, Calhoun, Dillon, Earnest, Evans, Fox, Hallowell, Hancock, Harper, Hetzell, Krupp, Mactague, Marcer, Miller, Nickels, Oram, Palmer, Shane, Simpson, Stokes, Taylor, and Willets—25.

NAYS—Messrs. Griffiths, Martin, Stanton, Vankirk, and Stokley, *Pres't*—5.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled, "An Ordinance to make an appropriation to the Department of City Property for the purpose of fitting up Moyamensing Hall for a Station House."

The first and only section was again read.

Mr. Marcer

Moved to refer the bill to the Committee on Police of Common Council, with directions to report on the same on Thursday next.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to increase the income of the Girard Estates."

The first and only section was again read.

Mr. Harper

Moved to amend the section by inserting the words "by public advertisement" between the words "and" and "for," and insert between the words "Girard Estates" and "and the warrants" the words "and the contract shall be awarded to the lowest bidder upon giving the requisite security."

Which was agreed to.

The section as amended was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred with the amendments.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to discharge the Com-

mittee on Law from the further consideration of certain petitions."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to change the place of voting in the Second Division of the Twenty-second Ward."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to lay water-pipe on America and other streets."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to pay the Page of Select Council."

The first and only section was again read.

Mr. Marcer

Moved that the further consideration of the bill be postponed for the present.

Which was not agreed to.

The first and only section was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Mr. Evans, (on leave,)

Offered the following, to wit: "Resolution of Request to the Mayor of Philadelphia." (*Appendix No. 9.*)

The resolution was twice read and agreed to.

The title was agreed to.

Select Council informed Common Council that they had concurred in the following, to wit:

"An Ordinance to pay the Chief Engineer of the Department for Supplying the City with Water, for services in extending the Water Works."

"An Ordinance making an appropriation to a portion of the companies composing the Fire Department."

"To grant permission to M. C. Campbell to erect new buildings at his new Skating Park."

"An Ordinance to provide for the election of a Police Magistrate for the Seventeenth District."

"Resolution authorizing the Chief Engineer of the Fire Department to draw certain warrants."

"Resolution authorizing certain transfers of the appropriation made to the Fire Department for the year 1866."

"Resolution restricting the lien of a certain judgment to specified properties of Henry Simon, William McFadden, David Wallace and Clement L. Hughes."

"Resolution to authorize the repaving of Steiner street, in the Thirteenth Ward."

"Resolution to discharge the Committee on Surveys from the consideration of bill to reduce the width of Powelton avenue."

"Resolution authorizing the paving of Hancock street, in the Nineteenth Ward."

"Resolution to authorize the paving of Marshall and Franklin streets."

“Resolution to authorize the paving of Hackley street and Mascher street.”

“Resolution to appoint a Joint Special Committee of Inquiry,” and had appointed Messrs. Smith, Barlow, Hodgdon, Marcus, and Kamerly, the Committee on the part of Select Council.

Also,

In Common Council's amendment to the resolution, entitled “Resolution of Instruction to the Clerks of Councils.”

Also,

They had adopted the report of the Committee of Conference on the bill, entitled “An Ordinance to make an appropriation to the Department for Cleansing the City. for the purposes therein named.”

Mr. Nickels

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, July 12th, 1866.

Council met—Members present:

Messrs. Allen,	Messrs. Kater,
Allison,	Krupp,
Armstrong,	Little,
Bardsley,	Mactague,
Billington,	Marcer,
Calhoun,	Martin,
Colehower,	Miller,
Creswell,	Mullen,
Derbyshire,	Nickels,
Dillon,	Oram,
Earnest,	Palmer,
Evans,	Ray,
Fox,	Schafer,
Franciscus,	Shane,
Griffiths,	Simpson,
Hallowell,	Stockham,
Hancock,	Stokes,
Harper,	Taylor,
Harrison,	Willits,
Hetzell,	Wolbert,

Stokley, *Pres't.*

The following message was received from the Mayor :

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *July 12, 1866.*

To the President and Members of the
Common Council of the City of Philadelphia :

GENTLEMEN:—In pursuance of the provisions of an Ordinance approved July 5, 1866, authorizing the Mayor

to "enter into a contract with a competent person or persons for the cleansing of the Northern District of the City, for a term of not more than five years," I have contracted with Henry Bickley to do the said cleansing from the first day of August prox., to the first of January, 1867, at the rate of \$60,000 per annum.

My reason for awarding the contract for the short period named was one that seemed to me of urgent public concern. The only party offering for the full term of five years, however unexceptionable in other respects, was not, in my judgment, prepared to commence the work at once, and I did not consider it safe in the present state of the weather to incur the risk of any delay. Mr. Bickley is ready for immediate operations, and I am confident will satisfactorily perform what he undertakes.

Mr. Bickley names as his sureties W. H. Kern and Samuel F. Prince.

Very respectfully,
MORTON McMICHAEL,
Mayor of Philadelphia.

Mr. Marcer

Moved to refer the message to the Committee on Finance.

Which was agreed to.

Also,

The following message was received from the Mayor:

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *July 12, 1866.*

To the President and Members of the
Common Council of the City of Philadelphia:

GENTLEMEN:—I have approved and signed the following Ordinances and joint resolutions, to wit:

July 7, 1866.—Resolution authorizing the paving of Howard street in the Nineteenth Ward.

July 7, 1866.—Resolution authorizing certain transfers

of the appropriation made to the Fire Department for the year 1866.

July 7, 1866.—Resolution authorizing the Chief Engineer of the Fire Department to draw certain warrants.

July 7, 1866.—An Ordinance making an appropriation to a portion of the companies comprising the Fire Department.

July 7, 1866.—Resolution to authorize the repaving of Steiner street in the Thirteenth Ward.

July 7, 1866.—Resolution to authorize the paving of Marshall and Franklin streets.

July 7, 1866.—Resolution restricting the lien of a certain judgment to specified properties of Henry Simons, Wm. McFadden, David Wallace and Clement L. Hughes.

July 7, 1866.—An Ordinance to provide for the election of a Police Magistrate for the 17th District.

July 7, 1866.—Resolution to authorize the paving of Hackley street and Mascher street.

July 7, 1866.—An Ordinance to grant permission to M. C. Campbell to erect wooden buildings at his new skating park.

July 7, 1866.—An Ordinance to pay the Chief Engineer of the Department for supplying the City with water, for services in extending the Water Works.

Very respectfully,

MORTON McMICHAEL,

Mayor of Philadelphia.

The President

Presented a communication from the Chief Engineer of the Fire Department, reporting that he had suspended the South Penn, Lafayette and Niagara Hose Companies for rioting on the public streets.

Which was referred to the Committee on Trusts and Fire.

Also,

Communication from the Managers of the Wills' Hospital, stating that they could not carry on the Institution successfully at present cost of provisions, &c.; and asking the appointment of a Committee to act in conjunction with the Managers.

Which was read.

Mr. Bardsley

Moved to refer the communication to a Special Committee of three from each Chamber.

Which was agreed to.

The President

Appointed Messrs. Billington, Allen, and Nickels, the Committee on part of Common Council.

The President

Presented a communication from Mr. Spencer Hugh in regard to money alleged to be due him by the City.

Which was referred to the Committee on Finance.

Also,

Communication from George F. Gordon, Chief Inspector of Streets, in regard to cleansing the streets of the Northern District from present time to August 1st, 1866. (*Appendix No. 20.*)

Which was read and laid on the table.

Mr. Calhoun, (on leave,)

Offered the following, to wit:

RESOLUTION

Of request to Select Council.

Resolved by Common Council, That Select Council be and they are hereby requested to meet Common Council in

Joint Convention this afternoon at five (5) o'clock, to elect a Committing Magistrate for the Seventeenth Police District.

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Creswell, (on leave,)

Offered the following, to wit: "Resolution to open Albion (late Aspen) street, from Race to Vine street, Tenth Ward." (*Appendix No. 21.*)

The resolution was again read.

Mr. Miller

Moved to amend by adding, after the words "public use," the words, "as laid down on the plan of the City."

Which was agreed to.

The resolution as amended was agreed to.

The title was agreed to.

Mr. Fox,

Remonstrance of C. F. Strok against a culvert on Cohocksink creek.

Which was referred to the Committee on Surveys.

Mr. Evans,

Petition of citizens of Perkiomen street, in the Fifteenth Ward, asking for a better supply of water.

Which was referred to the Committee on Water Works.

Also,

Petition of citizens of Fifteenth Ward, asking that gas lamps be located on Spring Garden and on Twenty-first streets, in said Ward.

Which was referred to the Committee on Police.

Mr. Miller,

Petition of Jacob Neal and George Graham, asking compensation for injury done them by the bursting of water pipes.

Which was referred to the Committee on Water Works.

Also,

Petition of owners of property on Rhoades street, in the Fifteenth Ward, asking that the same be paved.

Which was referred to the Committee on Highways.

Also,

Remonstrance of Joseph L. Caven against the paving of Oxford street from Twenty-second to Twenty-third street, in the Twentieth Ward.

Which was referred to the Committee on Highways.

Mr. Billington,

Petition of the Spring Garden Hose, Hook and Ladder and Steam Fire Engine Company, No. 36, asking that \$133.34 be paid them as a Hose, Hook and Ladder Company, from July 1st, 1865, to November 1, 1865.

Which was referred to the Committee on Trusts and Fire.

Mr. Marcer,

Communication from George W. Hill, President of the Board of Trustees of the Tabernacle M. E. Church, offering to sell to the City, school house, Mervine street above Jefferson street, in the Twentieth Ward.

Which was referred to the Committee on Schools.

Mr. Simpson,

Petition of citizens of the Second Division of the Twenty-

first Ward, asking that the place of voting in said division may be changed.

Which was read and laid on the table.

And thereupon, on leave, offered the following, to wit: "Resolution to change the place of voting in the Second Division of the Twenty-first Ward." (*Appendix No. 22.*)

The resolution was again read.

Mr. Dillon

Moved to refer the resolution to the Committee on Law.

Which was not agreed to.

The resolution was agreed to.

The title was agreed to.

Mr. Dillon, (on leave,)

Presented a petition of the citizens of the Fifth Ward, asking for a larger inlet or gutters to carry off water and other refuse matter that collects at Spruce street and Delaware avenue, in said Ward.

Which was referred to the Committee on Highways.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a bill annexed, entitled, "An Ordinance to make an appropriation to the Trustees of the City Ice Boat, to pay for the construction of a new Iron Ice Boat." (*Appendix No. 23.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also,

From the same Committee, a further report with a bill annexed, entitled "A Supplement to an Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes, approved December 30th, 1865." (*Appendix No. 24.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Miller

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also, (on leave,)

Read in place a bill, entitled "A Supplement to the Ordinance making an appropriation to the Clerks of Councils for the year 1866." (*Appendix No. 25.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Miller

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to authorize the grading of Morton street." (*Appendix No. 26.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize the grading of Martin street from Catharine to Fitzwater street." (*Appendix No. 27.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize the repaving with tramway stone of Iseminger and Diamond streets." (*Appendix No. 28.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to pay Henry Bickley eight hundred dollars." (*Appendix No. 29.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to secure the Main street, in Manayunk, for free travel." (*Appendix No. 30.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Miller

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also,

From the same Committee, a further report, with a resolution annexed, entitled "Resolution to authorize the grading and bridging of Washington lane, Twenty-first Ward." (*Appendix No. 31.*)

The resolution was again read.

Mr. Harrison

Moved to indefinitely postpone the resolution.

Which was not agreed to.

Mr. Hetzell

Moved to postpone the resolution for the present.

On agreeing to the motion, the yeas and nays were required by Mr. Simpson, seconded by Mr. Taylor, and were as follow :

YEAS—Messrs. Allison, Armstrong, Billington, Colehower, Derbyshire, Earnest, Evans, Fox, Franciscus, Hallowell, Harrison, Hetzell, Krupp, Marcer, Miller, Nickels, Oram, and Stokley, *Pres't*—18.

NAYS—Messrs. Allen, Calhoun, Creswell, Dillon, Hancock, Kater, Little, Martin, Ray, Shane, Simpson, Stockham, Stokes, Taylor, and Willits—15.

Which was agreed to.

Mr. Griffiths, (on leave,)

Presented a petition of tax-payers of the Second Ward, asking that McElroy street between Carpenter and Milton streets and Eleventh and Twelfth streets, in said Ward, may be re-paved with tramway stone.

Which was referred to the Committee on Highways.

Also,

Petition of the citizens asking that Councils may adopt some plan to prevent smoking on the railroad cars.

Which was read.

Mr. Harrison

Moved to lay the petition on the table.

Which was agreed to.

Mr. Billington,

Chairman of the Committee on Police of Common Council, to whom was referred the bills from Select Council, entitled "An Ordinance to make an appropriation to the Department of City Property for the purpose of fitting up Moyamensing Hall for a Police Station House;"

Also,

"An Ordinance to make an additional appropriation to the Department of Police for the expenses for the year 1866," presented a report. (*Appendix No. 32.*)

Also,

From the Committee on Police, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Department of Police to pay the reward offered for the arrest and conviction of Anton Probst, the murderer of the Deering family." (*Appendix No. 33.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Billington

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Little,

Chairman of the Committee on Surveys, presented a report with a bill annexed, entitled "An Ordinance for the construction of a Bridge across the river Schuylkill at South street." (*Appendix No. 34.*)

Mr. Marcer

Moved to postpone the further consideration of the bill for the present.

Which was agreed to.

Mr. Taylor,

Chairman of the Committee on Markets, presented a report with a bill annexed, entitled "An Ordinance supplementary to an Ordinance, entitled 'An Ordinance to make uniform rules and regulations for the government of the

Public Market Houses of the City of Philadelphia,'” approved December 12, 1865. (*Appendix No. 35.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Hetzell

Moved to postpone the further consideration of the bill for the present.

Which was agreed to.

Mr. Harrison,

Chairman of the Committee on City Property of Common Council, to whom was referred the bill from Select Council, entitled “Resolution of Instruction to the Committee on City Property,” reported the same back and recommended its passage. (*Appendix No. 36.*)

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Mr. Harper,

Chairman of the Special Committee to whom was referred the communication of Messrs. Hill and Smith, presented a report with a bill annexed, entitled “An Ordinance to release John L. Hill and R. Henry Smith and their sureties, and to make an appropriation to pay certain claims against the said Hill and Smith.” (*Appendix No. 37.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

On agreeing to the first section,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Fox, and were as follow :

YEAS—Messrs. Allison, Billington, Calhoun, Derbyshire, Evans, Hancock, Harper, Mactague, Martin, Mullin, Nickels, Simpson, Stokes, Taylor, Willits, Wolbert, and Stokley, *Pres't*—17.

NAYS—Messrs. Armstrong, Colehower, Dillon, Earnest, Fox, Franciscus, Griffiths, Hallowell, Harrison, Hetzell, Kater, Krupp, Little, Marcer, Miller, Oram, Palmer, Ray, Schafer, Shane, and Stockham—21.

Which was not agreed to.

Select Council informed Common Council that they had received a report from the Committee on Law with a bill annexed, entitled "Resolution to change the place of voting in the Sixth Division of the Eighth Ward," which they had passed, and in which they asked concurrence.

Also,

That they had received a report, from the same Committee, with a bill annexed, entitled "An Ordinance to pay the expenses of the Committee on Law in procuring municipal legislation," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools with a bill annexed, entitled "An Ordinance to authorize the purchase of certain lots of ground," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a resolution annexed, entitled "Resolution approving the contract for the erection of a certain School Building in the Twentieth Ward, and also approving the surety of the contractor," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee reporting the petition of the Primary French and American school for a room back, with a negative recommendation, and asking to be discharged from its further consideration, which report they had adopted, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Water Works with a resolution annexed, entitled "Resolution of request to the Germantown Water Company," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a resolution annexed, entitled "Resolution to lay water pipe on Unity and other streets," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee, with a resolution annexed, entitled "Resolution authorizing a contract to be made for iron pipe," which they had passed, and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution approving the sureties of Henry Bickley, contractor for the Northern District," in which they asked concurrence.

Also,

That they had received a report from the Committee on Law, with a bill annexed, entitled "An Ordinance to change the boundaries of the Sixth and Eighth Divisions in the Seventh Ward, and to erect two additional divisions, and to establish places of voting therein;" which they had passed, and in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance making an appropriation to the Department of Street Cleansing," in which they asked concurrence.

Also,

That they had received a report from a Special Committee, with a bill annexed, entitled "An Ordinance to pay the expenses of the Special Committee on increase of the number and compensation of the Judges of the Court of Common Pleas," which they had passed, and in which they asked concurrence.

Also,

That they had received a communication from the Managers of Wills' Hospital, requesting an additional appropriation, and that they had referred the same to a Joint Special Committee of five from each Chamber, and had appointed Messrs. Freeman, Cattell, Hodgdon, King, and Page, the Committee on the part of Select Council, in which they asked concurrence.

Also,

That they had received a report from the Committee on Law, with a bill annexed, entitled "An Ordinance to pay the expenses of the Committee on Law in procuring municipal legislation," which they had passed, and in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance to make an additional appropriation to the Board of Health, for the purpose of promoting greater personal and public cleanliness, in anticipation of the advent of cholera," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution to make a transfer of a certain item of appropriation made

to the City Commissioners to the Board of Health," in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance to make an appropriation to the Board of Health, for the year 1866," in which they asked concurrence.

Also,

That they had received a report from the Committee on Water, with a bill annexed, entitled "An Ordinance appropriating sixty-five thousand dollars to lay a twenty inch main in Columbia avenue," which they had passed, and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of Instruction to Clerks of Councils," and have appointed Messrs. Smith, Barlow and Shern the Committee on the part of Select Council, in which they asked concurrence.

Also,

That they have non-concurred to the amendments of Common Council to the bill, entitled "An Ordinance to increase the income of the Girard Estates."

Mr. Calhoun

Moved that the rule be suspended requiring Council to adjourn at seven o'clock.

Which was agreed to.

Mr. Miller

Moved to re-consider the vote by which the first section of the bill, entitled "An Ordinance to release John L. Hill and R. Henry Smith and their sureties, and to make an appropriation to pay certain claims against the said Hill and Smith," was not agreed to.

On agreeing to the motion, the yeas and nays were required by Mr. Colehower, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Allen, Allison, Billington, Colchower, Derbyshire, Evans, Hancock, Harper, Mactague, Martin, Miller, Mullin, Simpson, Stokes, Taylor, Willits, Stokley, *Pres't*—17.

NAYS—Messrs. Armstrong, Bardsley, Calhoun, Creswell, Dillon, Earnest, Fox, Franciscus, Griffiths, Hallowell, Harrison, Hetzell, Kater, Krupp, Little, Marcer, Oram, Palmer, Ray, Shane, Stockham—21.

Which was not agreed to.

Mr. Hancock,

Chairman of the Special Committee appointed to inquire and ascertain whether improper influences were used to produce the excessive awards made in pursuance of an Ordinance appropriating ground for public purposes, passed June 27, 1864, presented a report, with a resolution annexed, entitled "Resolution to discharge the Committee on excessive awards." (*Appendix No. 38.*)

Mr. Hetzell

Presented a minority report. (*Appendix No. 39.*)

Mr. Marcer

Also presented a minority report. (*Appendix No. 40.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Hancock

Moved to reconsider the vote by which the resolution was agreed to.

On agreeing to the motion, the yeas and nays were required by Mr. Evans, seconded by Mr. Simpson, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Colchower, Dillon, Hallowell, Hancock, Mactague, Martin, Mullin, Oram, Ray, Simpson, Stokes, and Stokley, *Pres't*—15.

NAYS—Messrs. Bardsley, Billington, Calhoun, Derby-

shire, Earnest, Evans, Fox, Franciscus, Griffiths, Harper, Harrison, Kater, Krupp, Little, Marcer, Miller, Stockham, and Taylor—18.

Which was not agreed to.

Mr. Harper

Offered the following, to wit: "Resolution of Inquiry."
(*Appendix No. 41.*)

The resolution was twice read and agreed to.

The title was agreed to.

Council then resumed the second reading of the resolution from Select Council, entitled "Resolution relative to the new Court House."

The resolution was again read.

Mr. Fox

Moved to amend the resolution by striking out "competent mechanics," and inserting "Messrs. Wood & Co., for Gold's Patent Heating Apparatus."

Which was agreed to.

The resolution as amended was agreed to.

The title was agreed to.

Mr. Dillon

Read in place a bill entitled "An Ordinance directing how vehicles shall enter and depart from certain streets."

Which was referred to the Committee on Law.

Mr. Simpson

Moved to resume the second reading of the resolution entitled "Resolution to authorize the grading and bridging of Washington lane, Twenty-first Ward."

Which was agreed to.

The resolution was again read.

Mr. Harrison

Moved to indefinitely postpone the resolution.

On agreeing to the motion, the yeas and nays were required by Mr. Earnest, seconded by Mr. Palmer, and were as follow :—

YEAS—Messrs. Allison, Colehower, Earnest, Fox, Francisus, Hallowell, Harrison, Krupp, and Ray—9.

NAYS—Messrs. Allen, Armstrong, Bardsley, Creswell, Derbyshire, Dillon, Evans, Hancock, Kater, Little, Marcer, Martin, Oram, Shane, Simpson, Stokes, Taylor, Willits, and Stokley, *Pres't*—19.

Which was not agreed to.

Mr. Harrison

Moved to postpone the bill for the present.

Which was not agreed to.

The resolution was agreed to.

The title was agreed to.

JOINT CONVENTION.

Select Council being introduced, and Councils having met in Joint Convention,

Mr. Lynd,

President of Select Council, in the chair, stated the object of the Convention to be the election of a Police Magistrate for the Seventeenth Police District, to serve until the 1st July, 1867, and declared nominations to be now in order.

Mr. Barlow

Nominated Jesse S. Bonsall.

There being no other nominations,

Mr. Dillon

Moved that Jesse S. Bonsall be elected by acclamation Police Magistrate for the Seventeenth District.

Which was unanimously agreed to.

And Jesse S. Bonsall was declared by the President to be elected unanimously Police Magistrate of the Seventeenth Police District, to serve until the first of July, A. D. 1867.

The purposes for which the Joint Convention had assembled having been accomplished, Select Council retired.

Mr. Taylor, (on leave,)

Read in place a bill, entitled "An Ordinance to make an appropriation for the payment of the laborers and carters of Messrs. Hill and Smith, contractors for cleansing the streets of the city." (*Appendix No. 42.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Griffiths

Moved to lay the bill on the table.

On agreeing to the motion, the yeas and nays were required by Mr. Griffiths, seconded by Mr. Armstrong, and were as follow :

YEAS—Messrs. Armstrong, Dillon, Earnest, Fox, Francis, Griffiths, Harrison, Hetzell, Kater, Krupp, Little, Miller, Ray, and Schafer—14.

NAYS—Messrs. Allen, Allison, Billington, Calhoun, Colehower, Creswell, Derbyshire, Evans, Hancock, Harper, Marcer, Martin, Mullin, Oram, Palmer, Shane, Simpson, Stokes, Taylor, Willits, and Stokley, *Pres't*—21.

Which was not agreed to.

Mr. Dillon

Moved to postpone the bill until the next meeting of Council.

On agreeing to the motion, the yeas and nays were required by Mr. Dillon, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Armstrong, Dillon, Earnest, Fox, Francisus, Griffiths, Harrison, Hetzell, Kater, Krupp, Little, Marcer, Miller, Oram, Ray, and Schafer—16.

NAYS—Messrs. Allen, Allison, Billington, Calhoun, Colehower, Creswell, Derbyshire, Hancock, Harper, Martin, Mullin, Nickels, Shane, Simpson, Stokes, Taylor, Willits, and Stokley, *Pres't*—18.

Which was not agreed to.

The question recurring on agreeing to the first and only section,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow :

YEAS — Messrs. Allen, Allison, Bardsley, Billington, Calhoun, Colehower, Creswell, Derbyshire, Hancock, Harper, Martin, Mullin, Nickels, Oram, Shane, Simpson, Stokes, Taylor, Willits, and Stokley, *Pres't*—20.

NAYS—Messrs. Armstrong, Dillon, Earnest, Fox, Francisus, Griffiths, Hallowell, Harrison, Hetzell, Kater, Krupp, Little, Marcer, Miller, Palmer, Ray, and Schafer—17.

Which was agreed to.

The title was agreed to.

Mr. Taylor

Moved that the rules be suspended in this case and the bill be read a third time by its title.

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow :

YEAS — Messrs. Allen, Allison, Billington, Colehower, Creswell, Derbyshire, Hancock, Harper, Martin, Mullin, Nickels, Oram, Shane, Simpson, Stokes, Taylor, Willits, and Stokley, *Pres't*—18.

NAYS—Messrs. Armstrong, Dillon, Earnest, Fox, Francisus, Griffiths, Hallowell, Harrison, Hetzell, Kater, Krupp, Little, Marcer, Miller, Palmer, Ray, and Schafer--17.

There not being two-thirds voting in the affirmative, it was not agreed to.

Council then resumed the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation to the Department of City Property, for the purpose of fitting up Moyamensing Hall for a police station house."

The first and only section was again read.

Mr. Calhoun

Moved to amend by striking out the words "City Property," and insert "Department of Police;" and strike out the words "and warrants shall be drawn by the Commissioner of City Property in accordance with existing Ordinances," and insert "and the work shall be done under the supervision of the Committee on Police, and warrants for the payment of the same shall be drawn by the Mayor, upon the Committee on Police certifying the work has been done to their satisfaction."

Which was agreed to.

The first and only section was agreed to.

The title was again read.

Mr. Calhoun

Moved to amend the title by striking out the words "of City Property," and inserting the words "of Police."

Which was agreed to.

The title as amended was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred with amendments.

Mr. Franciscus

Read in place a bill, entitled "An Ordinance allowing the Thirteenth and Fifteenth Streets Passenger Railway Company to complete a circuit." (*Appendix No. 43.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Franciscus

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

The President

Called Mr. Marcer to the chair.

Council then proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an additional appropriation to the Department of Police, for the expenses of the year 1866."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to change the place of voting in the Sixth Division of the Eighth Ward."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation to the Board of Health for the year 1866."

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

Mr. Harrison

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to change the boundaries of the Sixth and Eighth Divisions of the Seventh Ward, and to create two additional Divisions and to establish places of voting therein."

The first section was again read.

Mr. Harper

Moved that the further consideration of the bill be indefinitely postponed.

Mr. Fox,

Seconded by Messrs. Billington, Calhoun, Colehower, Derbyshire, Earnest, Evans, Franciscus, Hallowell, Harper, Krupp, Nickels, Oram, and Palmer,

Moved the previous question.

The question being, Shall the main question be now put?

It was agreed to.

The question recurring on agreeing to the motion to indefinitely postpone the further consideration of the resolution,

The yeas and nays were required by Mr. Bardsley, seconded by Mr. Evans, and were as follow :

YEAS—Messrs. Billington, Calhoun, Colehower, Dillon, Earnest, Fox, Griffiths, Hallowell, Harper, Harrison, Hetzell, Mactague, Martin, Miller, Nickels, Simpson, and Stokes—17.

NAYS—Messrs. Bardsley, Evans, Hancock, Little, Marcer, Oram, Ray, Stockham, and Stokley, *Pres't*—9.

Which was agreed to.

Mr. Hetzel, (on leave,)

Offered the following, to wit : “Resolution of Reference.”

The resolution was again read.

The President, (Mr. Marcer in the Chair,)

Declared the resolution out of order, as the communication had already been referred to the Committee on Trust and Fire, and could not be acted upon while in the hands of that Committee.

Mr. Hetzell

Appealed from the decision of the Chair, for the following reasons :

The undersigned appeals from the decision of the Chair, deciding a Resolution of Instruction to the Committee on Fire and Trust out of order, because a communication on the same subject is in the hands of the Committee.

GEO. J. HETZELL,
DAVID J. GRIFFITHS.

Mr. Fox

Moved to lay the appeal on the table.

On agreeing to the motion the yeas and nays were re-

quired by Mr. Griffiths, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Bardsley, Derbyshire, Earnest, Evans, Fox, Hancock, Harrison, Marcer, Martin, Nickels, Oram, Ray, Stockham, Stokes, and Stokley, *Pres't*—15.

NAYS—Messrs. Calhoun, Colehower, Griffiths, Hallowell, Hetzell, Mactague—6.

No quorum voting,

The President

Ordered a call of the House, when the following members answered to their names :

Messrs. Calhoun, Derbyshire, Dillon, Evans, Fox, Griffiths, Hallowell, Hancock, Harper, Harrison, Hetzell, Kater, Krupp, Little, Mactague, Marcer, Martin, Nickels, Oram, Palmer, Ray, Simpson, Stockham, Stokes, and Stokley, *Pres't*.

A quorum of members answering to their names,

The yeas and nays were directed to be called by the President, on the motion to lay the appeal on the table, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Colehower, Dillon, Evans, Fox, Harper, Harrison, Kater, Marcer, Martin, Nickels, Oram, Palmer, Ray, Simpson, Stockham, Stokes, and Stokley, *Pres't*—19.

NAYS—Messrs. Calhoun, Griffiths, Hallowell, and Hancock—4.

No quorum voting,

The President

Again ordered a call of the House, when the following members answered to their names :

Messrs. Armstrong, Bardsley, Billington, Calhoun, Colehower, Derbyshire, Dillon, Earnest, Evans, Fox, Griffiths, Hallowell, Hancock, Harper, Hetzell, Kater, Krupp, Mac-

tague, Marcer, Martin, Nickels, Oram, Palmer, Ray, Simpson, Stockham, and Stokes.

A quorum of members answering to their names,

The yeas and nays were again directed to be called by the President, on the motion to lay the appeal on the table, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Billington, Colehower, Derbyshire, Dillon, Earnest, Evans, Fox, Harper, Harrison, Kater, Krupp, Marcer, Martin, Nickels, Oram, Palmer, Ray, Simpson, Stockham, Stokes, and Stokley, *Pres't*—23.

NAYS—Messrs. Griffiths, Hallowell, Hancock, and Hetzell—4.

Which was agreed to.

Council then proceeded to the second reading of the bill from Select Council, entitled “An Ordinance to make an additional appropriation to the Board of Health for the purpose of promoting greater personal and public cleanliness, in anticipation of the advent of the cholera.”

The first section was again read.

On agreeing to the section the yeas and nays were required by Mr. Billington, seconded by Mr. Bardsley, and were as follow :

YEAS—Messrs. Armstrong, Calhoun, Colehower, Dillon, Griffiths, Hallowell, Harper, Harrison, Krupp, Martin, Oram, Palmer, Simpson, Stockham, Stokes, and Stokley, *Pres't*—16.

NAYS—Messrs. Evans, Hancock, Kater, Marcer, Ray, and Shane—6.

No quorum voting,

The President

Ordered a call of the House, when the following members answered to their names :

Messrs. Armstrong, Calhoun, Colehower, Derbyshire, Dillon, Evans, Fox, Griffiths, Hallowell, Hancock, Harper, Harrison, Hetzell, Kater, Krupp, Little, Mactague, Marcer, Martin, Nickels, Oram, Palmer, Ray, Simpson, Stockham, and Stokes.

A quorum of members answering to their names,

The yeas and nays were directed to be called on agreeing to the first and only section, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Calhoun, Derbyshire, Dillon, Evans, Griffiths, Harper, Harrison, Hetzell, Kater, Little, Mactague, Martin, Oram, Palmer, and Simpson—17.

NAYS—Messrs. Colehower, Fox, Hallowell, Hancock, Krupp, Marcer, Nickels, Shane, Stockham, Stokes, and Stokley, *Pres't*—11.

Which was agreed to.

The second section was again read and agreed to.

The title was agreed to.

Mr. Harper

Moved that the rules be suspended in this case and the bill read a third time by its title.

On agreeing to the motion the yeas and nays were required by Mr. Hancock, seconded by Mr. Krupp, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Calhoun, Colehower, Dillon, Evans, Griffiths, Hallowell, Harper, Harrison, Hetzell, Kater, Mactague, Martin, Oram, Palmer, and Simpson—17

NAYS—Messrs. Billington, Derbyshire, Fox, Hancock, Krupp, Marcer, Nickels, Ray, Shane, Stockham, Stokes, and Stokley, *Pres't*—12.

There not being two-thirds voting in the affirmative,

It was not agreed to.

Council proceeded to the second reading of the bill from Select Council, entitled "Resolution approving the contract for the erection of a certain School Building in the Twentieth Ward, and also approving the sureties of the contractor."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance making an appropriation to the Department of Street Cleansing."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Calhoun

Moved that the rules be suspended in this case and the bill read a third time by its title.

On agreeing to the motion, the yeas and nays were required by Mr. Dillon, seconded by Mr. Hancock, and were as follow :

YEAS—Messrs. Armstrong, Calhoun, Colehower, Derbyshire, Evans, Fox, Griffiths, Hallowell, Hancock, Harper, Harrison, Kater, Krupp, Little, Mactague, Marcer, Martin, Nickels, Oram, Palmer, Ray, Shane, Simpson, Stockham, Stokes, and Stokley, *Pres't*—26.

NAYS—Messrs. Dillon and Hetzell—2.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select

Council, entitled "Resolution to make a transfer of a certain item of appropriation made to the City Commissioner, to the Board of Health."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution approving the sureties of Henry Bickley, contractor for the Northern District."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to lay water pipe on Unity and other streets."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to pay the expenses of the Committee on Law in procuring municipal legislation."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Evans

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "Resolution of request to the German-town Water Company."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Mr. Hancock

Moved that the vote be reconsidered by which Council refused to suspend the rules on the bill, entitled "An Ordinance to make an additional appropriation to the Board of Health for the purpose of promoting greater personal and public cleanliness, in anticipation of the advent of the cholera."

Which was agreed to.

The question recurring on suspending the rules,

The yeas and nays were directed to be called by the President, and were as follows:

YEAS—Messrs. Armstrong, Calhoun, Colehower, Dillon, Evans, Griffiths, Hallowell, Hancock, Harper, Harrison, Hetzell, Kater, Martin, Oram, Palmer, and Simpson—16.

NAYS—Messrs. Billington, Derbyshire, Fox, Krupp. Mactague, Marcer, Nichols, Ray, Shane, Stockham, Stokes. and Stokley, *Pres't*—12.

There not being two-thirds voting in the affirmative,

It was not agreed to.

Council proceeded to the consideration of the report from Committee on Schools, made to Select Council, reporting the petition of the Primary French and American School

for a room back, with a negative recommendation, and asking to be discharged from its further consideration.

Mr. Fox

Moved that the report be adopted.

Which was agreed to.

So Common Council concurred.

Also,

Proceeded to the consideration of communication of the Managers of Wills Hospital, requesting an additional appropriation, which had been referred by Select Council to a Joint Special Committee of five from each Chamber.

Mr. Dillon

Moved that a Committee be appointed on the part of Common Council.

Which was agreed to.

The President

Appointed Messrs. Billington, Allen, Harper, Marcer, and Nickels the Committee on part of Common Council.

Council proceeded to the consideration of the amendments of Common Council to the bill from Select Council, entitled "An Ordinance to increase the income of the Girard Estate."

Mr. Calhoun

Moved that Common Council insist upon their amendments, and that a Committee of Conference be appointed.

Which was agreed to.

The President

Appointed Messrs. Harper, Hancock, and Nickels the Committee of Conference on the part of Common Council.

Also

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the Clerks of Councils."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

The President

Appointed Messrs. Shane, Griffiths, and Dillon the Committee on the part of Common Council.

Council proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to pay the expenses of the Special Committee on increase of the number and compensation of the Judges of the Court of Common Pleas."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Taylor

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also.

Proceeded to the consideration of the amendments of Select Council to the bill from Common Council, entitled "Supplement to an Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes," approved December 30, 1865.

Mr. Evans

Moved that Common Council concur in Select Council's amendments.

Which was agreed to.

So Common Council concurred in Select Council's amendments.

Select Council informed Common Council, that they had non-concurred in the amendment of Common Council to the resolution from Select Council, entitled "Resolution relative to the new Court House."

Mr. Fox

Moved that Common Council recede from their amendment.

Which was agreed to.

Select Council informed Common Council that they had concurred in the following, to wit:

"An Ordinance allowing the Thirteenth and Fifteenth Streets Passenger Railway Company to complete a circuit."

"A Supplement to the Ordinance making an appropriation to the Clerks of Councils for 1866."

"An Ordinance to make an appropriation to the Department of Police, to pay the Reward offered for the arrest and conviction of Anton Probst, the murderer of the Dearing Family."

"An Ordinance to secure the Main street, in Manayunk, for free travel."

"An Ordinance to make an appropriation to the Trustees of the City Ice Boat, to pay for the construction of a new Iron Ice Boat."

In amendments of Common Council to the bill, entitled "An Ordinance to make an appropriation to the Department of City Property, for the purpose of fitting up Moyamensing Hall for a Public Station House."

"Resolution to authorize the grading of Martin street, from Catharine to Fitzwater street."

"Resolution to change the place of voting in the Second Division of the Fifteenth Ward."

“Resolution to authorize the grading and bridging of Washington lane, Twenty-first Ward.”

“Resolution to change the place of voting in the Second Division in the Twenty-first ward.”

“Resolution to authorize the repaving with tramway stone of Iseminger and Diamond streets.”

“Resolution to authorize the grading of Morton street.”

“Resolution to pay Henry Bickley eight hundred dollars.”

“Resolution of Inquiry.”

“Resolution to open Albion (late Aspen) street, from Race to Vine street, Tenth Ward.”

“Resolution of Request to Select Council.”

“Resolution of Request to the Mayor.”

“Resolution to discharge the Committee on excessive awards.”

Council proceeded to the second reading of the bill from Select Council, entitled “An Ordinance to authorize the purchase of certain lots of ground.”

The first section was again read.

Mr. Fox

Moved to postpone the further consideration of the bill for the present.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled “An Ordinance appropriating sixty-five thousand dollars, to lay a twenty inch main in Columbia avenue.”

The first and only section was again read.

Mr. Harper

Moved to amend by adding, "Provided that the sum be taken out of a loan created May 5, 1865."

Which was agreed to.

Mr. Hetzell

Moved to postpone the further consideration of the bill for the present.

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Hallowell, and were as follow:

YEAS—Messrs. Derbyshire, Griffiths, Hallowell, and Hetzell—4.

NAYS—Messrs. Billington, Calhoun, Colehower, Evans, Fox, Hancock, Harper, Harrison, Krupp, Maetague, Marcer, Martin, Nickels, Oram, Palmer Ray, Shane, Simpson, Stockham, Stokes, and Stokely, *Pres't*—21.

Which was not agreed to.

The question recurring on agreeing to the first and only section,

The yeas and nays were required by Mr. Hetzell, seconded by Mr Hallowell, and were as follow:

YEAS—Messrs. Billington, Calhoun, Evans, Fox, Hancock, Harper, Harrison, Krupp, Maetague, Marcer, Martin, Oram, Palmer, Ray, Shane, Simpson, Stockham, Stokes, and Stokely, *Pres't*—19.

NAYS—Messrs. Colehower, Derbyshire, Griffiths, Hetzell, and Nickels—5.

No quorum voting,

The President

Ordered a call of the House, when the following members answered to their names:

Messrs. Billington, Calhoun, Derbyshire, Evans, Fox, Hancock, Harper, Harrison, Krupp, Marcer, Martin, Nickels, Oram, Palmer, Ray, Shane, Simpson, Stokes, and Stokely,
Pres't.

No quorum answering to their names,

Mr. Nickels

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Tuesday, August 14th, 1866.

A special meeting of Common Council was held this afternoon, pursuant to the following call:—

TO WM. S. STOKLEY, ESQ.,

President of the Common Council of the City of Philadelphia :

SIR,—The undersigned members of the Common Council of the City of Philadelphia respectfully request you to call a special meeting of that body on Tuesday, August the 14th inst., at three o'clock, for the sole and exclusive purpose of examining, and, if sufficient, approving the securities of Major David P. Weaver, City Commissioner elect.

JOHN C. MARTIN,
R. M. EVANS,
WM. PALMER,
JOS. HILL,
MICHAEL MULLIN,
ELI KRUPP,

ENOCH TAYLOR,
GEO. A. SCHAFER,
DAVID J. GRIFFITHS,
THOMAS LITTLE,
H. C. ORAM,
J. T. VANKIRK.

PHILADELPHIA, *August 10, 1866.*

JOHN ECKSTEIN, ESQ.,

Clerk of Common Council.

SIR:—Please call a Special Meeting of Common Council for Tuesday afternoon next, at 3 o'clock, for the purpose of acting on securities of David P. Weaver, City Commissioner elect.

WM. S. STOKLEY,
President of Common Council.

Council met—Members present :

Messrs. Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Colehower,
Derbyshire,
Earnest,
Gill,
Griffiths,
Hallowell,
Hancock,
Harper,
Harrison,
Hetzell,

Messrs. Hill,
Krupp,
Little,
Mactague,
Marcer,
Martin,
Miller,
Nickels,
Palmer,
Shane,
Simpson,
Stokes,
Taylor,
Vankirk,
Willits,

Stokley, *Pres't.*

The President

Presented a communication from the Board of Health submitting plan and agreements from property holders that they will introduce water pipe into their premises as soon as the water pipe is introduced on Mifflin street, from Otsego to Dutton streets, in the First Ward, as it was now a nuisance, on account of there being no water on said street.

Which was referred to the Committee on Water Works.

Also,

Communication from David M. Lyle, Esq., Chief Engineer of the Fire Department, reporting that he had suspended the Good Will Engine Company for riotous and disorderly conduct.

Which was referred to the Committee on Trusts and Fire.

Mr. Marcer,

Communication from David P. Weaver, submitting the names of his sureties as City Commissioner elect.

Which was read and laid on the table.

Also,

Offered the following, to wit: "Resolution approving the sureties of David P. Weaver, City Commissioner elect." (*Appendix No. 44.*)

The resolution was again read.

Mr. Willits

Moved that the further consideration of the resolution be postponed for the present and be referred to the Committee on Finance, with a request to report on the same forthwith.

Which was not agreed to.

The resolution was agreed to.

The title was agreed to.

Select Council informed Common Council that they had concurred in the following, to wit: "Resolution approving the sureties of David P. Weaver, City Commissioner elect."

Mr. Marcer

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Monday, September 3d, 1866.

A special meeting of Common Council was held this day, pursuant to the following call:

PHILADELPHIA, *September 1, 1866.*

WM. S. STOKLEY, ESQ.,

President of Common Council :

Please call a special meeting of Common Council, to be held on Monday, the 3d inst., at 10 o'clock A. M., in Common Council Chamber, for the purpose of extending the freedom of the city to the members of the Loyal Union Southern Convention, about to assemble in the city.

WALTER ALLISON,
SAML. C. WILLITS,
JOHN C. MARTIN,
ROBERT M. EVANS,
GEO. A. SCHAFER,
DANIEL W. STOCKHAM,

H. C. HARRISON,
ENOCH TAYLOR,
GEO. W. MACTAGUE,
D. J. GRIFFITHS,
JOHN BARDSLEY,
ROBT. ARMSTRONG.

PHILADELPHIA, *September 1, 1866.*

JOHN ECKSTEIN, ESQ.,

Clerk of Common Council :

Please call a special meeting of Common Council, agreeably to the above request.

WM. S. STOKELY,
President of Common Council.

Council met—Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Billington,
Creswell,
Derbyshire,
Eager,
Earnest,
Evans,
Franciscus,
Gill,
Griffiths,
Hancock,
Harper,
Harrison,
Hetzell,

Messrs. Kater,
Krupp,
Mactague,
Marcer,
Martin,
Nickels,
Oram,
Ray,
Schafer,
Simpson,
Stockham,
Stokes,
Taylor,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

Mr. Evans, (on leave),

Offered the following, to wit: "Resolution extending the freedom of the city to the members of the Loyal Southern Union Convention." (*Appendix No. 45.*)

The first resolution was again read.

Mr Evans,

Seconded by Messrs. Ray, Bardsley, Eager, Earnest. Franciscus, Hancock, Krupp, Mactague, Martin, Schafer. Simpson, Stockham, Stokes, Vankirk, Willits, and Wolbert.

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Billington, Cres-

well, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*—27.

NAYS—Mr. Gill—1.

Which was agreed to.

The question recurring on agreeing to the first resolution,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Armstrong, Billington, Creswell, Eager, Earnest, Evans, Franciscus, Griffiths, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*—27.

NAYS—Messrs. Gill, Hetzell, and Nickels—3.

Which was agreed to.

The second resolution was again read.

Mr. Franciscus,

Seconded by Messrs. Allison, Derbyshire, Earnest, Hancock, Harper, Harrison, Krupp, Mactague, Martin, Oram, Ray, Schafer, Stokes, Vankirk, and Willits,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin,

Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*—28.

NAYS—Messrs. Gill, Hetzell, and Nickels—3.

Which was agreed to.

The question recurring on agreeing to the second resolution,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*—28.

NAYS—Messrs. Gill, Hetzell, and Nickels—3.

Which was agreed to.

Mr. Harper,

Seconded by Mr. Evans,

Moved to reconsider the vote by which the first resolution was agreed to.

On agreeing to the motion, the yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*—29.

NAYS—Messrs. Gill and Nickels—2.

Which was agreed to.

The question being on agreeing to the first resolution,

Mr. Harper

Moved to amend by striking out the words "Select Council and" before words "Common Council," and inserting at the end of the resolution the words, "and that Select Council be invited to participate with Common Council in the carrying out the objects of the resolutions."

Mr. Nickels

Moved to lay the amendments on the table.

On agreeing to the motion, the yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Gill, Hetzell, and Nickels—3.

NAYS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley.
Pres't—29.

Which was not agreed to.

Mr. Franciscus,

Seconded by Messrs. Allison, Derbyshire, Eager, Earnest, Evans, Hancock, Harper, Harrison, Krupp, Mactague, Oram, Simpson, Stockham, Stokes, and Vankirk,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Gill, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham.

Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley.
Pres't—29.

NAYS—Messrs. Gill, Hetzell, and Nickels—3.

Which was agreed to.

The question being on agreeing to the amendments,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley,
Pres't—29.

NAYS—Messrs. Gill, Hetzell, and Nickels—3.

Which was agreed to.

The question recurring on agreeing to the first resolution as amended,

Mr. Ray,

Seconded by Messrs. Allison, Derbyshire, Eager, Earnest, Evans, Harper, Harrison, Mactague, Martin, Oram, Simpson, Stockham, Stokes, and Vankirk,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Nickels, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham,

Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley.
Pres't—29.

NAYS—Messrs. Gill, Hetzell, and Nickels—3.

Which was agreed to.

The question recurring on agreeing to the first resolution as amended,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Nickels, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley,
Pres't—29.

NAYS—Messrs. Gill and Nickels—2.

Which was agreed to.

On agreeing to the title the yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokely, *Pres't*—28.

NAYS—Mr. Gill—1.

Which was agreed to.

Mr. Evans

Moved that Council take a recess for five minutes.

On agreeing to the motion the yeas and nays were required by Mr. Gill, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Hancock, Harper,

Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*—28.

NAYS—Messrs. Gill and Hetzell—2.

Which was agreed to.

The time having expired,

The President

Called Council to order.

Select Council informed Common Council that they had passed Resolutions entitled "Resolutions of welcome," and had appointed Messrs. Van Cleve, Jones, Wagner, Barlow, and Ritchie, the Committee on the part of Select Council, in which they asked concurrence.

The first resolution was again read.

Mr. Nickels

Moved to lay the resolution on the table.

On agreeing to the motion the yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow:

YEAS—Messrs. Gill and Nickels—2.

NAYS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Franciscus, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Vankirk, Willits, and Stokley, *Pres't*—27.

Which was not agreed to.

The question recurring on agreeing to the first resolution, Mr. Simpson,

Seconded by Messrs. Allison, Armstrong, Eager, Earnest, Hancock, Krupp, Martin, Oram, Ray, Schafer, Stockham, and Vankirk,

Moved the previous question.

The question being, "Shall the main question be now put?"

It was agreed to.

The question recurring on agreeing to the first resolution,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Vankirk, and Stokley, *Pres't*—25.

NAYS—Messrs. Gill, Hetzell and Nickels—3.

Which was agreed to.

The second resolution was again read.

Mr. Evans,

Seconded by Messrs. Allen, Allison, Earnest, Harper, Harrison, Krupp, Mactague, Oram, Schafer, Simpson, Stockham, Stokes and Vankirk,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Vankirk, Willits, Wolbert and Stokley, *Pres't*—27.

NAYS—Mr. Nickels—1.

Which was agreed to.

The question being on agreeing to the second resolution,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Vankirk, Willits, Wolbert and Stokley, *Pres't*—26.

NAYS—Messrs. Gill, Griffiths, Hetzell and Nickels—4.

Which was agreed to.

On agreeing to the preamble the yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Vankirk, Willits, Wolbert and Stokley, *Pres't*—26.

NAYS—Mr. Gill—1.

Which was agreed to.

On agreeing to the title, the yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Derbyshire, Eager, Earnest, Evans, Hancock, Harper, Harrison, Kater, Krupp, Mactague, Marcer, Martin, Oram, Ray, Schafer, Simpson, Stockham, Stokes, Vankirk, Willits, Wolbert and Stokley, *Pres't*—27.

NAYS—None.

Which was agreed to.

So Common Council concurred.

The President

Appointed Messrs. Hancock, Harper, Stockham, Wol-

bert and Franciscus, the Committee on the part of Common Council.

Select Council informed Common Council that they had concurred in the resolutions entitled "Resolutions extending the freedom of the city to the members of the Loyal Southern Union Convention."

Mr. Marcer

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, September 13th, 1866.

Council met—Members present:

Messrs. Allen,	Messrs. Krupp,
Allison,	Little,
Armstrong,	Mactague,
Bardsley,	Marcer,
Calhoun,	Martin,
Colehower,	Miller,
Creswell,	Nickels,
Derbyshire,	Oram,
Dillon,	Palmer,
Eager,	Ray,
Earnest,	Schafer,
Evans,	Shane,
Fox,	Simpson,
Franciscus,	Stanton,
Gill,	Stockham,
Hancock,	Stokes,
Harrison,	Taylor,
Hetzell,	Vankirk,
Hill,	Willits,
Kater,	Stokley, <i>Pres't.</i>

The President

Presented a communication from Charles Dixey, Commissioner of City Property, informing Councils that the Franklin Fire Insurance Company had refused to pay the insurance on Moyamensing Hall, which was damaged by fire, and requesting Councils to act thereon.

Which was referred to the Committee on City Property.

Also,

Communication from the Board of Guardians of the

Poor, informing Councils that a vacancy exists in their Board caused by the death of Mr. Samuel Moore.

Which was read and laid on the table.

Also,

Communication from David P. Weaver, City Commissioner, asking for compensation from the city for salary from 1st of January, 1866, to the time he entered upon his duties as City Commissioner.

Which was referred to the Committee on Finance.

Also,

Communication from the Board of Health, submitting resolutions in relation to the unhealthy condition of the water furnished by the Kensington Water Works.

Which was referred to the Committee on Water Works.

Also,

Communication from George W. Heston, contesting the right of Edward Wright, returned elected as Assistant Engineer of the Fourth Fire Division, upon the ground of not being of the age of thirty years, which is required by Ordinance.

Which was referred to the Committee on Trust and Fire.

Also,

Communication from Michael Mullen, submitting his resignation as a member of Common Council, to take place from the 1st of January, 1867.

Which was read.

Mr. Dillon

Moved that the resignation be accepted.

Which was agreed to.

Also,

Communication from David M. Lyle, Chief Engineer of the Fire Department, reporting the Good Will Engine Company for a violation of the Ordinance regulating the Fire Department in appearing at a fire on the 7th of September last during suspension.

Which was read.

Mr. Evans

Moved to lay the communication on the table.

On agreeing to the motion, the yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Evans, Fox, Franciscus, Kater, Mactague, Marcer, and Ray—7.

NAYS—Messrs. Allison, Bardsley, Derbyshire, Dillon, Gill, Hancock, Harrison, Hetzell, Hill, Krupp, Little, Martin, Nickels, Palmer, Shane, Simpson, Stokes, Taylor, Willits, and Stokley, *Pres't*—20.

Which was not agreed to.

Mr. Simpson

Moved to refer the Communication to the Committee on Trusts and Fire.

Which was agreed to.

The following message was received from the Mayor :

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *September 13, 1866.*

To the President and Members of the
Common Council of the City of Philadelphia :

GENTLEMEN:—I have approved and signed the following Ordinances and Joint Resolutions, to wit :

July 13, 1866.—An Ordinance allowing the Thirteenth

and Fifteenth Streets Passenger Railway Company to complete a circuit.

July 14, 1866.—An Ordinance to make an appropriation to the Department of Police to pay the reward offered for the arrest and conviction of Anton Probst, the murderer of the Deering family.

July 14, 1866.—Resolution to change the place of voting in the Second Division of the Fifteenth Ward.

July 14, 1866.—Resolution of request to the Mayor.

July 14, 1866.—Resolution to authorize the grading of Morton street.

July 14, 1866.—An Ordinance to make an appropriation to the Trustees of the City Ice Boat to pay for the construction of a new iron ice boat.

July 14, 1866.—Resolution to authorize the grading of Martin street from Catharine to Fitzwater street.

July 14, 1866.—Resolution to change the place of voting in the Second Division of the Twenty-first Ward.

July 14, 1866.—Resolution to open Albion (late Aspen) street from Race to Vine street, Tenth Ward.

July 14, 1866.—Resolution to authorize the repaving with tramway stone Iseminger and Diamond streets.

July 14, 1866.—Resolution to pay Henry Bickley eight hundred dollars.

July 14, 1866.—An Ordinance to secure the main street in Manayunk for free travel.

July 14, 1866.—Resolution to authorize the grading and bridging of Washington lane, Twenty-first Ward.

August 15, 1866.—Resolution approving the sureties of David P. Weaver, City Commissioner elect.

Very respectfully,

MORTON McMICHAEL,

Mayor of Philadelphia.

Also,

The following message was received from the Mayor, returning with his objections the bill entitled "A Supplement to an Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes," approved December 30, 1865:

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *July 26, 1866.*

To the President and Members of the
Common Council of the City of Philadelphia:

GENTLEMEN:—I return without my signature "A Supplement to an Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes," approved December 30, 1865.

This supplement appropriates two thousand five hundred dollars (\$2,500) to Item 15 of the Ordinance just referred to. I have no objection to this appropriation, nor to the object intended to be accomplished by it, but the Ordinance was approved on the 24th of December and not on the 30th of December, 1865, and in consequence of this error the supplement would fail of its purpose. A deeper objection than this, however, lies in the fact that the proviso of the supplement directing the amount to be paid from the school loan is impossible of execution, as no authority is designated for drawing the necessary warrants. I therefore return the supplement to the Chamber in which it originated for further action.

Very respectfully,

MORTON McMICHAEL,
Mayor of Philadelphia.

The message, together with the bill, was again read.

The question being, "Shall the bill pass notwithstanding the objections of the Mayor?"

The yeas and nays were required according to law, and were as follow:

YEAS--None.

NAYS—Messrs. Allison, Bardsley, Calhoun, Colehower, Creswell, Derbyshire, Dillon, Earnest, Evans, Fox, Francisus, Gill, Hancock, Harrison, Hetzell, Kater, Krupp, Little, Mactague, Marcer, Martin, Miller, Nickels, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—35.

There not being the requisite two-thirds voting in the affirmative,

It was not agreed to.

Mr. Mactague

Presented a petition of citizens of the First Ward, asking that a gas lamp may be located on Reed street between Passyunk road and Ninth street in said Ward.

Which was referred to the Committee on Police.

Mr. Calhoun,

Petition of citizens of the Seventeenth Police District, asking that Moyamensing Hall, which was damaged by fire, may be repaired.

Which was referred to the Committee on Police.

Mr. Nickels,

Remonstrance of citizens of the Fourth Ward against erecting a building on Shippen street in said Ward.

Which was referred to the Committee on Surveys.

Mr. Evans,

Petition of citizens of the Twentieth Ward, asking that water pipe may be laid on Thirty-third street between Pennsylvania avenue and Master street in said Ward.

Which was referred to the Committee on Water Works.

Mr. Francisus,

Petition of citizens and owners of property in the Twenty-

third Ward, asking that an Ordinance for paving Tacony road, in said Ward, may be repealed.

Which was referred to the Committee on Highways.

Also,

Petition of purveyors in the Water Department, asking for an increase of salary.

Which was referred to the Committee on Water Works.

Mr. Earnest,

Petition of citizens of the Nineteenth Ward, asking that a gas lamp may be located at the southwest corner of Coral and Sergeant streets, in said Ward.

Which was referred to the Committee on Police.

Mr. Ray,

Petition of citizens of the Nineteenth Ward, asking that water pipe may be laid on Tulip street between Huntingdon and Lehigh avenue, in said Ward.

Which was referred to the Committee on Water Works.

Mr. Marcer,

Petition of citizens, asking that the culvert from Water street to the river Delaware, above Dock street, in the Fifth Ward, may be repaired.

Which was referred to the Committee on Surveys.

Also,

Communication from Charles O'Neill, Esq., Receiver of Taxes, asking for an additional appropriation to pay Sheriff's costs.

Which was referred to the Committee on Finance.

Mr. Simpson,

Petition of citizens of the Twenty-first Ward, asking that

Crans avenue may be widened and graded from Ridge road to connect with Centre street, in Manayunk.

Which was referred to the Committee on Highways.

Also,

Petition of citizens of the Twenty-first Ward, asking that a pathway may be laid across the turnpike road on Main street, in said Ward.

Which was referred to the Committee on Highways.

Mr. Hill,

Petition of citizens of the Twenty-second and Twenty-fifth Wards, asking that Courtland street and Juniata avenue, in said Wards, may be graded.

Which was referred to the Committee on Highways.

Mr. Taylor,

Petition of citizens of the Twenty-second Ward, asking that water pipe may be laid on Queen street, between Green and Wayne street, in said Ward.

Which was referred to the Committee on Water Works.

Also,

Petition of citizens of the Twenty-second Ward, asking that the sidewalks on Lehman avenue, in said Ward, may be curbed and paved.

Which was referred to the Committee on Highways.

Also,

Two petitions of citizens asking that the sidewalks on Broad street north of Columbia avenue may not be reduced.

Which was referred to the Committee on Highways.

Mr. Vankirk,

Petition of citizens asking that gas lamps may be located

on Frankford road from Allegheny avenue to Backius street, in the Twenty-third Ward.

Which was referred to the Committee on Police.

Mr. Armstrong,

Petition of citizens asking that a gas lamp may be located on Carpenter street between Broad and Fifteenth streets, and on Fifteenth between Carpenter and Jessamine streets, in the Twenty-sixth Ward.

Which was referred to the Committee on Police.

Also,

Petition of citizens on Gray's Ferry road between Thirtieth and Thirty-first streets, in the Twenty-sixth Ward, asking that water pipe may be laid on said street.

Which was referred to the Committee on Water Works.

Mr. Stokes,

Petition of citizens asking that Chestnut street east of Forty-ninth street, in the Twenty-seventh Ward, may be opened.

Which was referred to the Committee on Surveys.

Mr. Mactague,

Petition of citizens asking that Rigg's street from Muller street to Sutherland avenue, in the Twenty-sixth Ward, may be curbed and paved.

Which was referred to the Committee on Highways.

Also,

Petition of citizens asking that Muller street from Christian street to the Marine Hospital, in the Twenty-sixth Ward, may be curbed and paved.

Which was referred to the Committee on Highways.

Also,

Petition of citizens to grade and curb Thirty-first street

from Gray's Ferry road to Schuylkill avenue, in the Twenty-sixth Ward.

Which was referred to the Committee on Highways.

Mr. Kater,

Petition of citizens asking that Seventeenth street, from Federal to Wharton street, in the Twenty-sixth Ward, may be graded.

Which was referred to the Committee on Highways.

Also,

Petition of citizens asking that Eighteenth street, from Federal to Wharton street, in the Twenty-sixth Ward, may be graded.

Which was referred to the Committee on Highways.

Also,

Petition of citizens of the Twenty-sixth Ward asking that Seventeenth, Reed, and Wharton streets, may be graded.

Which was referred to the Committee on Highways.

Mr. Martin (on leave)

Offered the following, to wit:

RESOLUTION

Inviting Select Council to meet in Joint Convention.

Resolved by Common Council of the City of Philadelphia,
That Select Council be invited to meet Common Council, in Common Council chamber, this, Thursday afternoon, 13th inst., at 4½ o'clock, to elect a member of the Board of Guardians of the Poor, for the unexpired term of Samuel Moore, deceased, and an Assistant Engineer of the Fire Department, for the Fifth Fire District.

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that Council resume the second reading of the bill from Select Council, entitled "An Ordinance appropriating sixty-five thousand dollars to lay a twenty-inch main on Columbia avenue," which was under consideration at adjournment of last meeting.

Which was agreed to.

The question being on agreeing to the first and only section as amended,

The yeas and nays were ordered by the President, and were as follow :

YEAS—Messrs. Allen, Allison, Bardsley, Calhoun, Colehower, Derbyshire, Earnest, Evans, Fox, Franciscus, Gill, Hancock, Harrison, Kater, Krupp, Little, Mactague, Marcer, Martin, Nickels, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—32.

NAYS—Messrs. Creswell, Dillon, and Hetzell—3.

Which was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred with amendments.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a resolution annexed, entitled "Resolution to discharge the Committee on Finance from the consideration of a certain subject." (*Appendix No. 46.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a bill

annexed, entitled "An Ordinance to make an appropriation to pay Police Magistrates for the year 1866." (*Appendix No. 47.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Mareer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Stanton,

From the Committee on Markets, Wharves and Landings, presented a report with a bill annexed, entitled "An Ordinance to authorize the Commissioner of Markets, Wharves and Landings to transfer the lease of Arch street wharf." (*Appendix No. 48.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Stanton

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Marceer

Read in place a bill entitled "An Ordinance to grant permission to John Lawrence to erect wooden buildings at his new skating-park."

Which was referred to the Committee on Police.

Also,

Read in place a bill entitled "An Ordinance to authorize the construction of a sewer on Eleventh street between Girard avenue and Poplar street, Twentieth Ward."

Which was referred to the Committee on Surveys.

Mr. Evans

Read in place a bill entitled "An Ordinance to abolish the office of Chief Inspector of Streets." (*Appendix No. 49.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Evans

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Allen

Read in place a bill entitled "An Ordinance to authorize the construction of a sewer on Fortieth and Locust streets, Twenty-seventh Ward."

Which was referred to the Committee on Surveys.

Mr. Ray

Read in place a bill entitled "An Ordinance to prevent

the depositing of manure on the wharves in the City of Philadelphia." (*Appendix No. 50.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Creswell

Moved to postpone the bill for two weeks.

Which was not agreed to.

Mr. Hetzell

Moved to refer the bill to the Committee on Health, with instructions to report this day week.

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Bardsley, and were as follow:

YEAS—Messrs. Allen, Armstrong, Bardsley, Creswell, Dillon, Gill, Hancock, Hetzell, Hill, Kater, Martin, Nickels, Simpson, and Stanton—14.

NAYS—Messrs. Allison, Earnest, Evans, Fox, Francisus, Harrison, Krupp, Mactague, Marcer, Ray, Shane, Stockham, Stokes, Taylor, Willits, and Stokley, *Pres't*—16.

Which was not agreed to.

The question recurring on agreeing to the first and only section,

It was agreed to.

The title was agreed to.

Mr. Ray

Moved that the rules be suspended in this case and the bill read a third time by its title.

On agreeing to the motion, the yeas and nays were re-

quired by Mr. Ray, seconded by Mr. Hetzell, and were as follow:

YEAS—Messrs. Allison, Earnest, Evans, Fox, Francisus, Harrison, Krupp, Mactague, Marcer, Martin, Ray, Shane, Taylor, Willits, and Stokley, *Pres't*—15.

NAYS—Messrs. Allen, Armstrong, Bardsley, Creswell, Dillon, Gill, Hancock, Hetzell, Hill, Nickels, Simpson, and Stanton—12.

There not being two-thirds voting in the affirmative,

It was not agreed to.

Mr. Marcer

Offered the following, to wit: "Resolution to curb and pave Ontario street between Girard avenue and Thompson street, in the Twentieth Ward."

Which was referred to the Committee on Highways.

Mr. Martin

Offered the following, to wit: "Resolution of Instruction to the Committee on City Property." (*Appendix No. 51.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Evans

Offered the following, to wit: "Resolution of Instruction to the Committee on Surveys."

Which was referred to the Committee on Surveys.

Also,

Offered the following, to wit: "Resolution of Instruction to the Committee on Trusts and Fire."

Which was referred to the Committee on Trusts and Fire.

Mr. Hetzell

Offered the following, to wit: "Resolution to discharge the Committee on Trusts and Fire from the consideration of a certain subject." (*Appendix No. 52.*)

The resolution was again read.

Mr. Nickels

Moved to lay the resolution on the table.

Which was not agreed to.

The question recurring on agreeing to the resolution,

Mr. Evans

Moved to amend by inserting "the Good Will Engine Company."

Mr. Nickels

Moved that the resolution be indefinitely postponed.

Which was agreed to.

Mr. Dillon

Moved to resume the second reading of the bill from Select Council, entitled "An Ordinance to authorize the purchase of certain lots of ground."

Which was agreed to.

The question being on agreeing to the first section,

It was agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The fourth section was again read and agreed to.

The fifth section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Select Council informed Common Council that they had received a report from the Committee on Law with a resolution annexed, entitled "Resolution to change the place of holding elections in the Fourth Division of the Fourteenth Ward," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a resolution annexed, entitled "Resolution to change the place of voting in the Eleventh Division of the Fifteenth Ward," which they had passed and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution relating to State Tax," in which they asked concurrence.

Also,

That they had read in place a resolution, entitled "Resolution of Instruction to the City Solicitor," and that they had referred the same to a Joint Special Committee of three from each chamber, and had appointed Messrs. Barlow, Pollock, and Marcus the Committee on the part of Select Council, in which they asked concurrence.

Also,

That they had concurred in the resolution, entitled "Resolution inviting Select Council to meet in Joint Convention," with an amendment, viz.: amend by striking out all after the word "deceased" in the fifth line, and strike out "four and a half o'clock" and insert "six o'clock," in which they asked concurrence.

Also,

That they had concurred in the following, to wit: "An Ordinance to authorize the Commissioner of Markets, Wharves, and Landings to transfer the lease of Arch street wharf."

“An Ordinance to make an appropriation to pay Police Magistrates for the year 1866.”

“Resolution to discharge the Committee on Finance from the consideration of a certain subject.”

“An Ordinance to abolish the office of Chief Inspector of Streets,” with an amendment, as follows: amend the first and only section by inserting after the word “that” in the ninth line, the words “so much of;” in which they asked concurrence.

Mr. Hetzell

Moved to proceed to the second reading of the bill, entitled “An Ordinance to increase the revenue of the City of Philadelphia.”

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Dillon, Gill, Hetzell, Nickels, and Stokes—5.

NAYS—Messrs. Armstrong, Bardsley, Earnest, Evans, Fox, Hancock, Harrison, Kater, Krupp, Mactague, Marcer, Oram, Palmer, Ray, Simpson, Stanton, Willits, and Stokley, *Pres't*—18.

No quorum voting,

The President ordered a call of the house, when the following members answered to their names :

Messrs. Allison, Armstrong, Bardsley, Dillon, Earnest, Evans, Fox, Gill, Hancock, Harrison, Hetzell, Kater, Krupp, Mactague, Marcer, Martin, Nickels, Oram, Palmer, Ray, Simpson, Stanton, Stokes, Willits, and Stokley, *Pres't*—25.

A quorum of members answering to their names,

The yeas and nays were again ordered by the President on agreeing to the motion to consider the second reading of the bill, and were as follow :

YEAS—Messrs. Dillon, Evans, Gill, Hancock, Hetzell, Krupp, Nickels, Stanton, and Willits—9.

NAYS—Messrs. Allison, Armstrong, Bardsley, Earnest, Fox, Harrison, Kater, Mactague, Marcer, Martin, Oram, Palmer, Ray, Simpson, Stokes, and Stokley, *Pres't*—16.

Which was not agreed to.

Mr. Fox

Moved that when Council adjourn it be to meet on the Thursday after the second Tuesday of October next.

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Allison, Armstrong, Dillon, Evans, Fox, Hancock, Hetzell, Krupp, Mactague, Nickels, and Stanton—11.

NAYS—Messrs. Bardsley, Earnest, Gill, Harrison, Kater, Marcer, Martin, Oram, Palmer, Ray, Simpson, Stokes, Willits, and Stokley, *Pres't*—14.

Which was not agreed to.

Council then proceeded to the consideration of the resolution from Select Council, entitled "Resolution to change the place of holding the election in the Fourth Division of the Fourteenth Ward."

The resolution was again read.

Mr. Nickels

Moved that the resolution be indefinitely postponed.

Which was not agreed to.

The question recurring on agreeing to the resolution,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow :

YEAS—Messrs. Allison, Armstrong, Bardsley, Dillon, Earnest, Evans, Fox, Hancock, Harrison, Hetzell, Kater,

Krupp, Mactague, Marcer, Martin, Oram, Palmer, Ray, Simpson, Stanton, Stokes, Willits, and Stokley, *Pres't*—23.

NAYS—None.

No quorum voting,

The President ordered a call of the house, when the following members answered to their names :

Messrs. Allison, Armstrong, Bardsley, Earnest, Evans, Fox, Gill, Hancock, Harrison, Hetzell, Kater, Krupp, Mactague, Marcer, Martin, Oram, Palmer, Ray, Simpson, Stanton, Stokes, Willits, and Stokley, *Pres't*—23.

No quorum answering to their names,

The President

Declared Council adjourned until Thursday afternoon next, at three o'clock.

FRIDAY, September 14th, 1866.

A Special Meeting of Common Council was held this afternoon, pursuant to the following call:

PHILADELPHIA, *September 13, 1866.*

WM. S. STOKLEY, ESQ.,

President of Common Council :

Please call a Special Meeting of Common Council to be held on Friday the 14th inst., at 3 o'clock P. M., in Common Council Chamber, to consider bills from Select Council.

JNO. BARDSLEY,

H. C. HARRISON,

THOMAS H. GILL,

R. M. EVANS,

ELI KRUPP,

ROBERT ARMSTRONG,

JAMES F. DILLON,

JOSEPH EARNEST,

A. M. FOX,

J. B. HANCOCK,

SAMUEL C. WILLITS,

H. C. ORAM.

PHILADELPHIA, *September 13, 1866.*

JOHN ECKSTEIN, ESQ.,

Clerk of Common Council :

Please call a Special Meeting of Common Council, agreeably to the above request.

WM. S. STOKLEY,

President of Common Council.

Council met—Members present :

Messrs. Allison,	Messrs. Mactague,
Billington,	Marcer,
Creswell,	Martin,
Dillon,	Nickels,
Eager,	Oram,
Evans,	Palmer,
Fox,	Simpson,
Hancock,	Stanton,
Hetzell,	Stokes,
Krupp,	Taylor,
Little,	Wolbert,

Stokley, *Pres't.*

No quorum present,

Mr. Nickels

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, September 20th, 1866.

Council met—Members present :

Messrs. Allison,
Bardsley,
Billington,
Creswell,
Dillon,
Eager,
Earnest,
Evans,
Fox,
Franciscus,
Gill,
Griffiths,
Hallowell,
Hancock,
Harper,
Harrison,
Hetzell,
Krupp,

Messrs. Little,
Mactague,
Marcer,
Martin,
Miller,
Mullin,
Nickels,
Oram,
Palmer,
Ray,
Shane,
Simpson,
Stanton,
Stockham,
Stokes,
Taylor,
Vankirk,
Willits,

Stokley, *Pres't.*

The President

Presented a petition of property owners and tenants in Rementer alley, in Ninth Ward, asking that the same be repaved with tramway stone.

Which was referred to the Committee on Highways.

Also,

Communication from the Prothonotary of the District Court, asking for an appropriation of \$3,977.85 to pay for recopying the judgment indices of said Court.

Which was referred to the Committee on Finance.

Mr. Francisus, (on leave,)

Offered the following, to wit: "Resolution to change the place of voting in the Sixth Division of the Tenth Ward." (*Appendix No. 53.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Evans

Moved that the rules be suspended in order to proceed to the second reading of the bill from Select Council, entitled "Resolution to change the place of voting in the Eleventh Division of the Fifteenth Ward."

Which was agreed to.

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Mr. Oram

Moved to suspend the rules in order to proceed to the second reading of the resolution from Select Council, entitled "Resolution to change the place of voting in the Fourth Division of the Fourteenth Ward," which was under consideration at adjournment of last meeting.

On agreeing to the motion,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Hallowell, and were as follow:

YEAS—Messrs. Allison, Bardsley, Dillon, Eager, Earnest, Evans, Fox, Francisus, Hancock, Harrison, Krupp, Little, Mactague, Marcer, Martin, Miller, Oram, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—27.

NAYS—Messrs. Billington, Gill, Hallowell, and Nickels—4.

Which was agreed to.

The question being on agreeing to the resolution,

The yeas and nays were ordered by the President, and were as follow :

YEAS—Messrs. Allison, Bardsley, Dillon, Eager, Earnest, Evans, Fox, Franciscus, Gill, Hancock, Harper, Harrison, Krupp, Little, Mactague, Marcer, Martin, Oram, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, Vankirk, Wil-lits, and Stokley, *Pres't*—28.

NAYS—Messrs. Creswell and Hallowell—2.

Which was agreed to.

The title was agreed to.

So Common Council concurred.

Mr. Miller

Presented a remonstrance of citizens against a change in the curb lines of Broad street.

Which was referred to the Committee on Highways.

Mr. Evans,

Petition of Charles Conner, asking for the payment of a bill for work done by him.

Which was referred to the Committee on City Property.

Mr. Ray,

Petition of citizens of the Eighteenth Ward, asking that a gas lamp may be located at Cumberland and Beach streets, in said Ward.

Which was referred to the Committee on Police.

Also,

Petition of citizens of the Twenty-fourth Ward, asking that a gas lamp may be located at the corner of Thirty-seventh and Elm streets, in said Ward.

Which was referred to the Committee on Police.

Also,

Petition of Messrs. Wagner & Cobb, asking for the privilege of removing a frame building from the southeast corner of Frankford road and Vienna street to the southwest corner of the said streets.

Which was referred to the Committee on Police.

Also,

Petition of citizens of the Eighteenth Ward, asking that a certain nuisance may be removed from said Ward.

Which was laid on the table.

Mr. Earnest,

Six petitions of citizens of the Seventeenth, Eighteenth, Nineteenth and Twenty-fifth Wards, asking that the Taylor Hose Company be located as a Steam Fire Engine Company.

Which were referred to the Committee on Trusts and Fire.

Mr. Harrison

Petition of citizens of the Twentieth Ward, asking that a market house may be erected on Girard avenue, between Seventh and Franklin streets, in said Ward.

Which was referred to the Committee on Markets.

Mr. Simpson,

Petition of property owners on Main street, Manayunk, Twenty-first Ward, between Jackson street and Green lane, asking for a revision of the grades in said street.

Which was referred to the Committee on Surveys.

Mr. Hetzell, (on leave.)

Offered the following, to wit: "Resolution authorizing the Mayor to offer a reward." (*Appendix No. 54.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Taylor

Presented a petition of citizens of the Twenty-second Ward, asking that the Congress Fire Company of said Ward may be located as a Steam Fire Engine Company.

Which was referred to the Committee on Trusts and Fire.

Mr. Vankirk,

Petition of citizens of the Twenty-third Ward, asking for compensation for filling up to grade Frankford road, in said Ward.

Which was referred to the Committee on Highways.

Also,

Remonstrance of citizens of Twenty-third Ward against the laying of water pipe on Sellers street, in said Ward.

Which was referred to the Committee on Water Works.

Mr. Evans, (on leave,)

Petition of the Assistant Engineers of the Fire Department, asking for an increase of salaries.

Which was referred to the Committee on Trusts and Fire.

Mr. Creswell, (on leave,)

Petition of citizens of the Tenth Ward, asking that gas pipe may be laid in Cherry street, from Twenty-third street to the river Schuylkill, in said Ward.

Which was referred to the Committee on Gas Works.

Also,

Petition of citizens of the Tenth Ward, asking that Cherry street, between Twenty-third street and the Schuylkill river, may be graded and paved in said Ward.

Which was referred to the Committee on Highways.

Also,

Petition of citizens of the Tenth Ward, asking that water pipe may be laid on Cherry street, between Twenty-third street and Schuylkill river, in said Ward.

Which was referred to the Committee on Water Works.

Mr. Martin, (on leave,)

Offered the following, to wit:

RESOLUTION

Inviting Select Council to meet in Joint Convention.

Resolved by Common Council of the City of Philadelphia,
That Select Council be invited to meet Common Council, in Common Council chamber, this Thursday afternoon, 20th inst., at 4½ o'clock, to elect a member of the Board of Guardians of the Poor, for the unexpired term of Samuel Moore, deceased, and an Assistant Engineer of the Fire Department for the Fifth Fire District.

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a bill annexed, entitled "Resolution to authorize the grading of Thirty-ninth or Boudinot, Mansion and Baring streets, in the Twenty-fourth Ward." (*Appendix No. 55.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize the paving of Thirty-ninth or Boudinot, Mansion, Baring, Hamilton and South Marshall streets." (*Appendix No. 56.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize certain transfers in the appropriation to the Department of Highways for the year 1866." (*Appendix* No. 57.)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Little,

Chairman of the Committee on Surveys, presented a report with a resolution annexed, entitled "Resolution to discharge the Committee on Surveys from the further consideration of certain subjects." (*Appendix* No. 58.)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to discharge the Committee on Surveys from the consideration of a certain subject." (*Appendix* No. 59.)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to discharge the Committee on Surveys from the consideration of a certain subject." (*Appendix* No. 60.)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution relative to grades on

Lehman street, between Wayne avenue and Marion street, in the Twenty-second Ward." (*Appendix* No. 61.)

The resolution was read twice and agreed to.

The title was agreed to.

Mr. Simpson

Offered the following, to wit: "Resolution relative to the grade of Cresson street, Twentieth Ward."

Which was referred to the Committee on Surveys.

Mr. Miller

Offered the following, to wit: "Resolution of inquiry to the Commissioner of City Property."

Which was referred to the Committee on City Property.

Mr. Marcer

Offered the following, to wit: "Resolution to release a certain property of Benjamin H. Brown and George Woelpper, from the lien of a certain judgment."

Which was referred to the Committee on Finance.

Also,

Offered the following, to wit: "Resolution to enter satisfaction upon the official bond of H. P. M. Birkinbine, Chief Engineer of the Water Works, for the year 1864."

Which was referred to the Committee on Finance.

Also,

Offered the following, to wit: "Resolution to authorize the repaving of Heath street from Twelfth street to Ontario street, Twentieth Ward."

Which was referred to the Committee on Finance.

Mr. Marcer

Offered the following, to wit: "Resolution of instruction to the Committee on Police." (*Appendix* No. 62.)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

Offered the following, to wit: "Resolution to authorize the tramwaying of Rementer alley, Ninth Ward." (*Appendix* No. 63.)

The resolution was twice read and agreed to.

The title was agreed to.

Council then proceeded to the consideration of the resolution from Select Council, entitled "Resolution of instruction to the City Solicitor."

Mr. Marcer

Moved that Common Council concur in the reference of Select Council.

Which was agreed to.

So Common Council concurred in Select Council's reference.

The President

Appointed Messrs. Armstrong, Mactague, and Dillon, the Committee on the part of Common Council.

Council then resumed the third reading of the bill from Select Council, entitled "An Ordinance to make an additional special appropriation to the Board of Health, for the purpose of promoting greater personal and public cleanliness, in anticipation of the advent of cholera."

The question being on the final passage of the bill, the yeas and nays were required by Mr. Harper, seconded by Mr. Evans, and were as follow:

YEAS—Messrs. Allison, Creswell, Dillon, Evans, Francis-

cus, Hallowell, Harper, Harrison, Hetzell, Little, Martin, Taylor, Vankirk, and Willits—14.

NAYS—Messrs. Bardsley, Billington, Eager, Earnest, Fox, Gill, Griffiths, Hancock, Krupp, Mactague, Marcer, Miller, Nickels, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, and Stokley, *Pres't*—22.

Which was not agreed to.

Select Council informed Common Council that they had received a report from the Committee on City Property with a resolution annexed, entitled "Resolution of instruction to the City Solicitor, relative to Moyamensing Hall," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools with a bill annexed, entitled "Supplement to an Ordinance, approved June 16th, 1866, entitled 'An Ordinance to authorize the purchase of certain lots of ground in the Twenty-third and Twenty-seventh Wards,'" which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a resolution annexed, entitled "Resolution to authorize certain transfers in the annual appropriation to the Controllers of the Public Schools," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Water Works with a resolution annexed, entitled "Resolution to lay water pipe in Twenty-sixth and other streets," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Com-

mittee with a bill annexed, entitled "An Ordinance to make a contract with J. W. and J. F. Starr for a six-inch pipe and branches," which they had passed, and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of instruction to the Chief Commissioner of Highways," in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance to authorize the Controllors of the Public Schools of the First School District of Pennsylvania to advertise for proposals to repair the Price Grammar School in the Nineteenth School Section, and making an appropriation therefor," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution to authorize the grading of Albion street, between Race and Vine streets, in the Tenth Ward," in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance supplementary to an Ordinance, entitled 'An Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes, approved December 30th, 1865,' " in which they asked concurrence.

Council then proceeded to the consideration of the amendment of Select Council to the bill, entitled "An Ordinance to abolish the office of Chief Inspector of Streets."

Mr. Harper

Moved that Common Council concur in Select Council's amendment.

Which was agreed to.

So Common Council concurred in Select Council's amendment.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize the grading of Albion street, between Race and Vine streets, in the Tenth Ward."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the City Solicitor relative to Moyamensing Hall."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the Chief Commissioner of Highways."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to lay water pipe in Twenty-sixth and other streets."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "A supplement to an Ordinance, approved June 16th, 1866, entitled 'An Ordinance to authorize the purchase of certain lots of ground in the Twenty-third and Twenty-seventh Wards.'"

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the Commissioner of City Property relative to the new Court House."

The resolution was again read.

Mr. Hancock

Moved to amend the resolution by adding the following proviso after the words "eight hundred dollars," viz.: "*Provided* the contract shall be given to the lowest bidder."

Which was agreed to.

The resolution as amended was agreed to.

The title was agreed to.

So Common Council concurred with amendment.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make a contract with J. W. and J. F. Starr for a six-inch pipe and branches."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Evans

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize certain transfers in the annual appropriation to the Controllers of Public Schools."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the Controllers of Public Schools of the First School District of Pennsylvania to advertise for proposals to repair the Price Grammar School, in the Nineteenth School Section, and making an appropriation therefor."

The first section was again read and agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Council then proceeded to the third reading of the bill entitled "An Ordinance prohibiting the depositing of manure on the wharves in the City of Philadelphia."

The question being on the final passage of the bill.

Mr. Fox

Moved to refer the bill to a Special Committee of five from this Chamber.

Which was agreed to.

The President

Appointed Messrs. Fox, Ray, Harrison, Palmer, and Hetzell the Committee.

Council then proceeded to the third reading of the bill entitled "An Ordinance to make an appropriation for the payment of the laborers and carters of Messrs. Hill and Smith, contractors for cleansing the streets of the City."

The question being on the final passage of the bill,

Mr. Mareer

Moved that the bill be indefinitely postponed.

JOINT CONVENTION.

Select Council being introduced, and Council having met in Joint Convention,

Mr. Lynd,

President of Select Council, in the chair, who stated the

object of the Joint Convention to be the election of one person to serve as a member of the Board of Guardians of the Poor, to serve for the unexpired term of Samuel Moore, deceased.

And one person to serve as Assistant Engineer of the Fire Department, for the Fifth District, caused by a tie vote.

And declared nominations for a member of the Board of Guardians of the Poor to be now in order.

Mr. Martin, of Common Council,

Nominated Jacob Naylor.

There being no other nominations,

Mr. Ray

Moved that Jacob Naylor be declared elected by acclamation a member of the Board of Guardians of the Poor, to serve for the unexpired term of Samuel Moore, deceased.

Which was unanimously agreed to.

And Jacob Naylor was declared unanimously elected by acclamation a member of the Board of Guardians of the Poor for the unexpired term of Samuel Moore, deceased.

The nomination for one person to serve as Assistant Engineer of the Fire Department, for the Fifth District, was declared to be now in order.

Mr. Marcer

Nominated James L. Wilson.

There being no other nominations,

Mr. Dillon

Moved that the election be postponed until this day week.

On agreeing to the motion,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Page, and were as follow :

Select Council—

YEAS—Messrs. Barlow, Bumm, Campbell, Freeman, Hodgdon, Kamerly, Marcus, Page, Ritchie, and Lynd, *Pres't*—10.

NAYS—Messrs. Cattell, Jones, Manuel, Shallcross, Shermer, Sperring, and Van Cleve—7.

Common Council:

YEAS—Messrs. Dillon, Gill, Hallowell, Hetzell, and Nickels—5.

NAYS—Messrs. Allison, Bardsley, Billington, Earnest, Evans, Fox, Griffiths, Hancock, Harrison, Krupp, Little, Mactague, Marcer, Martin, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, Willits, and Stokley, *Pres't*—25.

Total, 15 yeas, and 32 nays.

Which was not agreed to.

The Convention then proceeded to the election of Assistant Engineer of the Fifth Fire District.

Select Council,

Messrs. Barlow, Bumm, Cattell, Freeman, Hodgdon, Jones, Manuel, Ritchie, Shallcross, Shermer, Sperring, Van Cleve, and Lynd, *Pres't*.

13 voted for James L. Wilson.

Common Council,

Messrs. Allison, Bardsley, Billington, Earnest, Evans, Fox, Griffiths, Hancock, Harrison, Krupp, Little, Mactague, Marcer, Martin, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, Willits, and Stokley, *Pres't*.

25 voted for James L. Wilson.

Total, 38 voted for James L. Wilson.

Mr. James L. Wilson, having received all the votes cast, was declared unanimously elected Assistant Engineer of the Fifth Fire District for the ensuing year.

The purposes for which the Joint Convention assembled having been accomplished, Select Council retired.

Also,

Select Council informed Common Council that they had concurred in the following, to wit:

“Resolution inviting Select Council to meet in Joint Convention.”

“Resolution to authorize the tramwaying of Rementer alley, in the Ninth Ward.”

“Resolution to authorize certain transfers in the appropriation to the Department of Highways for the year 1866.”

“Resolution to authorize the paving of Thirty-ninth or Boudinot, Mansion, Baring, Hamilton, and South Marshall streets.”

“Resolution of Instruction to the Committee of Police.”

“Resolution to change the place of voting in the Sixth Division of the Tenth Ward.”

“Resolution relative to grades on Lehman street, between Wayne avenue and Marion street.”

“Resolution authorizing the Mayor to offer a reward.”

“Resolution to discharge the Committee on Surveys from the further consideration of a certain subject.”

“Resolution to discharge the Committee on Surveys from the further consideration of a certain subject.”

“Resolution to authorize the grading of Thirty-ninth or Boudinot, Mansion, Baring, and South Marshall streets.”

“Resolution to discharge the Committee on Surveys from the consideration of certain subjects.”

Mr. Martin

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, September 27, 1866.

Council met—Members present:

Messrs. Allen,	Messrs. Hill,
Allison,	Kater,
Armstrong,	Little,
Bardsley,	Mactague,
Billington,	Marcer,
Calhoun,	Martin,
Colehower,	Miller,
Creswell,	Nickels,
Derbyshire,	Oram,
Dillon,	Palmer,
Earnest,	Ray,
Evans,	Schafer,
Fox,	Shane,
Franciscus,	Simpson,
Gill,	Stanton,
Hallowell,	Stockham,
Hancock,	Stokes,
Harper,	Taylor,
Harrison,	Willits,
Hetzell,	Wolbert,

Stokley, *Pres't.*

The President

Presented a communication from the Board of Health, enclosing a communication from John H. Martin in reference to waste matter from private houses.

Which was referred to the Mayor.

Mr. Martin,

Petition of owners of property and residents on Sansom

street, between Twenty-first and Twenty-second streets, in the Eighth Ward, asking that an inlet may be placed at the corner of Aspen and Sansom streets, in said Ward.

Which was referred to the Committee on Highways.

Mr. Miller,

Petition of owners of property on Judson street, between Brown and Parrish streets, asking that the same may be repaved.

Which was referred to the Committee on Highways.

Mr. Stockham,

Petition of owners of property on Beach street, from north side of York street to north side of Cumberland street, in the Eighteenth Ward, asking that the same may be paved.

Which was referred to the Committee on Highways.

Mr. Marcer,

Communication from the Board of Directors of Public Schools of the Twentieth School Section, asking that the City may purchase the school building on Mervine street above Jefferson street.

Which was read and laid on the table.

Mr. Billington,

Petition of owners of property on Sixteenth street, between Master street and Columbia avenue, in the Twentieth Ward, asking that the same may be paved.

Which was referred to the Committee on Highways.

Mr. Taylor,

Petition of citizens of the Twenty-second Ward, asking that water-pipe may be laid in Haines street, from Main street east to Morton street, in said Ward.

Which was referred to the Committee on Water Works.

Also,

Petition of the Trustees of the Estate of Stephen E. Fotterall, deceased, asking to purchase the northern half of the pier at the foot of Pine street.

Which was referred to the Committee on Port Wardens.

Also,

Resignation of Robert Thomas as Police Magistrate of the Fourteenth Police District.

Mr. Taylor

Moved that the resignation be accepted.

Which was agreed to.

Mr. Stokes,

Petition of citizens and owners of property on Wyoming street, north of Haverford street, Twenty-fourth Ward, asking that water pipe be laid in said street.

Which was referred to the Committee on Water Works.

Also,

Petition of citizens of the Twenty-fourth Ward, asking that a gas lamp may be located at Thirty-sixth and Baring streets.

Which was referred to the Committee on Police.

Mr. Mactague, (on leave,)

Petition of owners of property on Peters street east of Twelfth street, in the Second Ward, asking that water pipe may be laid in said street.

Which was referred to the Committee on Water Works.

Select Council informed Common Council that they had received a report from the Committee on Law, with a

resolution annexed, entitled "Resolution to change the place of voting in the Fourth Division of the Twenty-fifth Ward," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a bill annexed, entitled "An Ordinance regulating the manner of entering and passing over certain streets in the City of Philadelphia," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Girard Estates, with a bill annexed, entitled "An Ordinance to make an appropriation to the Superintendent of the Girard Estates for the purposes therein mentioned," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a bill annexed, entitled "An Ordinance to increase the income of the Girard Estate," which they had passed, and in which they asked concurrence.

Also,

That they had passed a resolution entitled "Resolution relative to free passes," in which they asked concurrence.

Also,

That they had passed a resolution entitled "Resolution requesting the Legislature to prohibit the issuing of free passes on the Pennsylvania Railroad," in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools with a bill annexed, entitled "An Ordinance to approve certain contracts for the erection of school build-

ings, and the sureties therefor," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from same Committee with a bill annexed, entitled "An Ordinance to authorize the purchase of a message and lot of ground in the Nineteenth School Section," which they had passed, and in which they asked concurrence.

Council then resumed the third reading of the bill entitled "An Ordinance to make an appropriation for the payment of the laborers and carters of Messrs. Hill and Smith, contractors for cleaning the streets of the City."

The question being on the motion to indefinitely postpone the bill,

The yeas and nays were required by Mr. Ray, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Earnest, Fox, Hetzell, Kater, Marcer, Miller, Ray, Schafer, Stockham—11.

NAYS—Messrs. Allen, Allison, Billington, Calhoun, Creswell, Derbyshire, Harper, Harrison, Hill, Mactague, Martin, Nickels, Oram, Palmer, Shane, Simpson, Stanton, Stokes, Taylor, Willits, Stokley, *Pres't*—21.

Which was not agreed to.

The question being on the final passage of the bill,

It was agreed to.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a resolution annexed, entitled "Resolution approving the sureties of Samuel Peak, Supervisor." (*Appendix No. 64.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to enter satisfaction upon the official bond of H. P. M. Birkinbine, Chief Engineer of the Water Works, for the year 1864." (*Appendix No. 65.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to release a certain property of Benjamin H. Brown and George Woelpper from the lien of a certain judgment." (*Appendix No. 66.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "A supplement to an Ordinance entitled 'An Ordinance to make an appropriation to the Receiver of Taxes for the year 1866, approved December 26th, 1865.'" (*Appendix No. 67.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation for copying the indices of the District Court." (*Appendix No. 68.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Nickels,

From the Committee on Trust and Fire, presented a report with a bill annexed, entitled "An Ordinance supplementary to an Ordinance regulating the salaries of the Assistant Engineers of the Fire Department." (*Appendix No. 69.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

Mr. Fox

Moved that the further consideration of the bill be postponed for the present.

Which was not agreed to.

The question recurring on agreeing to the first section,

Mr. Marcer

Moved that the bill be referred to the Committee on Finance.

Which was not agreed to.

Mr. Hetzell

Moved to amend by striking out all after the word "do ordain," and inserting the following: "That the salaries of the Assistant Engineers of the Fire Department shall be as follows, from and after the first day of October, 1866: First and Second Districts, five hundred dollars; Third and Fourth Districts, three hundred dollars; Fifth District, four hundred dollars; and all Ordinances or parts of Ordinances inconsistent herewith be and the same are hereby repealed."

Which was not agreed to.

The question recurring on agreeing to the first section,

It was agreed to.

The second section was again read and agreed to.

The title was agreed to.

Mr. Nickels

Moved that the rules be suspended in this case and the bill read a third time by its title.

On agreeing to the motion, the yeas and nays were required by Mr. Fox, seconded by Mr. Marcer, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Calhoun, Colehower, Derbyshire, Dillon, Earnest, Evans, Hallowell, Huneock, Harper, Hill, Kater, Little, Mactague, Martin, Nickels, Palmer, Schafer, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, and Willits—28.

NAYS—Messrs. Creswell, Fox, Francisus, Harrison, Hetzell, Marcer, Oram, Ray, and Stokley, *Pres't*—9.

Which was agreed to.

The bill was read a third time and passed.

Also,

From same Committee, a further report with a resolution annexed, entitled "Resolution suspending certain Fire Companies." (*Appendix No. 70.*)

The resolution was again read.

Mr. Evans

Moved to insert the Good Will Engine, for one month from first of September instant.

On agreeing to the motion, the yeas and nays were required by Mr. Evans, seconded by Mr. Francisus, and were as follow :

YEAS—Messrs. Earnest, Evans, Francisus, Martin, Oram, Stanton, Stockham, and Stokley, *Pres't*—8.

NAYS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Calhoun, Colehower, Creswell, Derbyshire, Dillon, Fox, Hallowell, Hancock, Harrison, Hill, Kater, Little, Mactague, Marcer, Nickels, Palmer, Ray, Shane, Simpson, Stokes, Taylor, and Willits—27.

Which was not agreed to.

The resolution was agreed to.

The title was agreed to.

Mr. Fox,

From the Special Committee from Common Council to whom was referred a bill relative to depositing manure on the wharves of the City, presented a report with a resolution annexed, entitled "Resolution of request to the Board of Health." (*Appendix No. 71.*)

The resolution was again read.

Mr. Stanton

Moved to postpone the resolution for the present.

Which was not agreed to.

The resolution was agreed to.

The title was agreed to.

Council then proceeded to the consideration of the bill from Select Council, entitled "Resolution to change the place of voting in the Fourth Division of the Twenty-fifth Ward."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance supplementary to an Ordinance entitled an Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes," approved December 30th, 1865.

The first and only section was again read.

Mr. Harper

Moved to amend by striking out all after the words 1865, and inserting, "the said twenty-five hundred dollars to be taken from Item 3 for contingencies of fifteen thousand five hundred and ninety-two dollars of a loan of one million of dollars to Public Schools, approved December 1st, 1864, and the said twenty-five hundred dollars to be transferred to the Law Department, and the warrants to be drawn against the same by the City Solicitor."

Which was agreed to.

The section as amended was agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred with amendment.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution relative to free passes."

The resolution was again read.

Mr. Franciscus

Moved to lay the resolution on the table.

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Palmer, and were as follow :

YEAS—Messrs. Bardsley, Billington, Calhoun, Dillon, Earnest, Franciscus, Hallowell, Harper, Harrison, Kater, Little, Mactague, Oram, Palmer, Ray, Simpson, Stockham, and Stokes—18.

NAYS—Messrs. Allen, Allison, Derbyshire, Fox, Gill, Hetzell, Marcer, Martin, Nickels, Shane, and Stokley, *Pres't*—11.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to increase the income of the Girard Estates."

The first and only section was again read.

Mr. Hetzell

Moved to amend by adding after the word "Ordinance" the following, "Provided, the agent shall advertise for proposals, and the contract given to the lowest bidder."

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Derbyshire, Dillon, Gill, Hallowell, Hetzell, Marcer, Nickels, and Stokley, *Pres't*—8.

NAYS—Messrs. Allison, Billington, Earnest, Evans, Fox,

Harper, Harrison, Mactague, Martin, Oram, Palmer, Ray, Shane, Simpson, Stokes, and Willits—16.

No quorum voting,

The President

Ordered a call of the house, when the following members answered to their names :

Messrs. Allen, Allison, Bardsley, Billington, Derbyshire, Dillon, Earnest, Evans, Fox, Franciscus, Gill, Hallowell, Hancock, Harper, Harrison, Hetzell, Mactague, Marcer, Martin, Nickels, Oram, Palmer, Ray, Shane, Simpson, Stokes, Willits, and Stokley, *Pres't*—28.

A quorum of members answering to their names,

The yeas and nays were ordered by the President, on the amendment of Mr. Hetzell, and were as follow :

YEAS---Messrs. Derbyshire, Dillon, Gill, Hallowell, Hetzell, Marcer, Nickels, and Stokley, *Pres't*--8.

NAYS---Messrs. Allen, Allison, Bardsley, Billington, Earnest, Evans, Fox, Franciscus, Harper, Harrison, Mactague, Martin, Oram, Palmer, Ray, Shane, Simpson, Stokes, and Willits--19.

Which was not agreed to.

The section was agreed to.

The title was agreed to.

Mr. Simpson

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select

Council, entitled "Resolution requesting the Legislature to prohibit the issuing of free passes on the Pennsylvania Railroad."

The resolution was again read.

Mr. Simpson

Moved to indefinitely postpone the resolution.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance regulating the manner of entering and passing over certain streets in the City of Philadelphia."

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation to the Superintendent of the Girard Estate for the purposes therein mentioned."

The first section was again read and agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The title was agreed to.

Mr. Stockham

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to approve certain contracts for the erection of School Buildings and the sureties therefor."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Mactague

Moved that the rules be suspended in this case and the bill be read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the purchase of a message and lot of ground in the Nineteenth School Section."

The first section was again read.

Mr. Derbyshire

Moved that the bill be postponed for the present.

Which was agreed to.

Mr. Billington, (on leave,)

Chairman of the Committee on Police, presented a report with a bill annexed, entitled "An Ordinance granting Messrs. Wagner and Cobb permission to change the location of a certain wooden building." (*Appendix No. 72.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Billington

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also, (on leave,)

From the same Committee, a further report with a resolution annexed, entitled "Resolution to discharge the Committee on Police from the consideration of a certain subject." (*Appendix No. 73.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also, (on leave,)

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to grant permission to John Lawrence to erect wooden buildings at his new skating-park." (*Appendix No. 74.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Billington

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also, (on leave,)

From the same Committee, a further report with a resolution annexed, entitled "Resolution to discharge the Committee on Police from the consideration of 'Resolution of Instruction to said Committee.'" (*Appendix No. 75.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Evans

Offered the following, to wit: "Resolution of Instruction to the Committee on Trusts and Fire." (*Appendix No. 76.*)

The resolution was again read.

Mr. Bardsley

Moved to amend by adding at the end of the resolution the following: "That they be further instructed to inquire why the Weccacoe and Franklin Engine and Shiffler Steam Hose Company were not suspended for rioting, on the morning of the 16th inst."

Which was agreed to.

The resolution as amended was agreed to.

The title was agreed to.

Select Council informed Common Council that they had concurred in the following, to wit: "Resolution to enter satisfaction upon the official bond of H. P. M. Birkinbine, Chief Engineer of the Water Works, for the year 1864."

"Resolution approving the sureties of Samuel Peak, Supervisor."

“Resolution to release a certain property of Benjamin H. Brown and George Woelpper from the lien of a certain judgment.”

“A supplement to an Ordinance entitled ‘An Ordinance to make an appropriation to the Receiver of Taxes,’ approved December 26th, 1865.”

“An Ordinance to make an appropriation for copying the indices of the District Court.”

“Resolution suspending certain fire companies.”

“An Ordinance supplementary to an Ordinance regulating the salaries of the Assistant Engineers of the Fire Department.”

To the amendments of Common Council to the resolution, entitled “Resolution of instruction to the Commissioners of City Property relative to the new Court House.”

Mr. Allen

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, October 4th, 1866.

Council met—Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Derbyshire,
Dillon,
Earnest,
Evans,
Fox,
Franciscus,
Gill,
Griffiths,
Hancock,
Harper,
Harrison,
Hetzell,
Hill,
Kater,

Messrs. Krupp,
Little,
Mactague,
Marcer,
Martin,
Miller,
Nickels,
Palmer,
Ray,
Schafer,
Shane,
Simpson,
Stanton,
Stockham,
Stokes,
Taylor,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

The President

Presented a communication from J. H. Pugh, Commissioner of Markets, Wharves and Landings, asking for an extra appropriation for cleaning the docks on the river Delaware.

Which was referred to the Committee on Finance.

Also,

Communication from the Board of Guardians of the Poor, asking that certain transfers may be made in their annual appropriation.

Which was referred to the Committee on Poor.

Mr. Miller,

Petition of owners of property on Caven street, between Hamilton street and Pennsylvania avenue, in the Fifteenth Ward, asking that the same may be paved.

Which was referred to the Committee on Highways.

Mr. Fox,

Petition of the Empire Hook and Ladder Company, asking that an additional appropriation may be made to them for services.

Which was referred to the Committee on Trusts and Fire.

Mr. Stockham, (on leave,)

Offered the following, to wit: "Resolution of Instruction to the Chief Engineer of the Water Works." (*Appendix No. 77.*)

The resolution was again read.

Mr. Vankirk

Moved to refer the resolution to the Committee on Water Works.

Which was ~~not~~ agreed to.

The resolution was agreed to.

The title was agreed to.

The following message was received from the Mayor :

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA,

October 4th, 1866.

To the President and Members of the
Common Council of the City of Philadelphia :

GENTLEMEN:—I have the honor to³ transmit to you the accompanying communication received by me this morning. The importance of the subject to which it refers will, I am sure, commend it to your immediate attention. An ordinance, as I am informed, making an appropriation to the Board of Health, has already passed Select Council, and is now pending in your Chamber, and I respectfully advise its passage.

Very respectfully,

MORTON McMICHAEL,

Mayor of Philadelphia.

DEAR SIR:—The cholera has been prevailing in this City between two and three months, and over five hundred persons have died of it. The disease appears to be becoming epidemic, and on Tuesday and Wednesday, of this week, seventy-three new cases were reported at the office of the Board of Health, and twenty-five deaths from cholera. We understand the appropriation for this purpose was exhausted a considerable time ago, and that the Board is without funds to carry out the necessary sanitary measures.

We would, therefore, respectfully request you as the municipal head to urge at once Councils to make a proper appropriation immediately.

We are, very respectfully, yours,
(Signed,) JAMES THOMPSON,
W. STRONG,
JOHN M. READ,

Judges of the Supreme Court.

October 4th, 1866.

HON. MORTON McMICHAEL,
Mayor of the City of Philadelphia.

Which was read and laid on the table.

Mr. Stockham

Presented petition of citizens of the Eighteenth Ward and residents on Ireland street, between Palmer and Hanover streets, asking that water pipe may be laid on said street.

Which was referred to the Committee on Water Works.

Mr. Marcer, (on leave,)

Offered the following, to wit: "Resolution to release a certain property of George B. Bains from the lien of a certain judgment."

Which was referred to the Committee on Finance.

Mr. Franciscus, (on leave,)

Offered the following, to wit: "Resolution suspending a certain Fire Company." (*Appendix No. 78.*)

The resolution was again read.

Mr. Nickels

Moved that the further consideration of the resolution be postponed for the present.

Mr. Martin,

Seconded by Messrs. Allen, Allison, Derbyshire, Franciscus, Harper, Marcer, Palmer, Ray, Stanton, Stokes, Taylor, Vankirk, and Wolbert,

Moved the previous question.

The question being, "Shall the main question be now put?"

It was agreed to.

The question recurring on the motion to postpone for the present,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Nickels, and were as follow:

YEAS—Messrs. Armstrong, Bardsley, Billington, Dillon, Gill, Griffiths, Hetzell, Mactague, and Nickels—9.

NAYS—Messrs. Allen, Allison, Calhoun, Derbyshire, Earnest, Evans, Fox, Franciscus, Hancock, Harper, Harrison, Hill, Krupp, Marcer, Martin, Miller, Palmer, Ray, Schafer, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*—31.

Which was not agreed to.

The question recurring on agreeing to the resolution,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Allen, Allison, Calhoun, Derbyshire, Earnest, Evans, Fox, Franciscus, Hancock, Harper, Harrison, Hill, Kater, Krupp, Mactague, Marcer, Martin, Miller, Palmer, Ray, Schafer, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*—31.

NAYS—Messrs. Armstrong, Bardsley, Billington, Dillon, Gill, Griffiths, and Nickels—7.

Which was agreed to.

The title was agreed to.

Select Council informed Common Council that they had received a report from the Committee on Schools, with a bill annexed, entitled "An Ordinance to authorize the purchase of a school building and lot of ground in the Twentieth School Section," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Law, with a bill annexed, entitled "An Ordinance to make an appropriation to pay the claim of Mary C. Tams," which they had passed, and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution relative to Police Station in the Seventeenth Police District," in which they asked concurrence.

Also,

That they had passed a bill entitled "An Ordinance to make an additional appropriation to the Board of Health for the year 1866," in which they asked concurrence.

Also,

That they had concurred in the following, to wit:

"Resolution suspending a certain fire company."

"An Ordinance to grant permission to John Lawrance to erect wooden buildings at his new skating-park."

"Resolution of instruction to the Chief Engineer of the Water Works."

"Resolution to discharge the Committee on Police from the consideration of a certain subject."

"An Ordinance granting Messrs. Wagner & Cobb permission to change the location of a certain wooden building."

"Resolution to discharge the Committee on Police from the consideration of Resolution of Instruction to said Committee."

"An Ordinance to make an additional special appropriation to the Board of Health, for the purpose of promoting greater personal and public cleanliness, and preventing the spread of the cholera."

In Common Council's amendment to the bill entitled "An Ordinance supplementary to an Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes," approved December 30, 1865.

Mr. Harper

Moved that the rules be suspended in order to read a bill in place.

On agreeing to the motion,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Gill, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Calhoun, Dillon, Earnest, Evans, Franciscus, Harper, Harrison, Hetzell, Hill, Little, Miller, Ray, Schafer, Stokes, Taylor, Vankirk, Willits, and Wolbert—21.

NAYS—Messrs. Bardsley, Billington, Fox, Gill, Hancock, Krupp, Marcer, Stockham, and Stokley, *Pres't*—9.

Which was agreed to.

Mr Harper

Read in place a bill, entitled "An Ordinance to make an additional special appropriation to the Board of Health for the purpose of promoting greater personal and public cleanliness, and preventing the spread of the cholera." (*Appendix No. 79.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

On agreeing to the section, the yeas and nays were required by Mr. Dillon, seconded by Mr. Hetzell, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Dillon, Earnest, Evans, Franciscus, Gill, Harper, Harrison, Hetzell, Hill, Little, Martin, Miller, Ray, Schafer, Simpson, Stanton, Stokes, Taylor, Vankirk, and Willits—23.

NAYS—Messrs. Griffiths, Krupp, Nickels, Shane, and Stokley, *Pres't*—5.

Which was agreed to.

The second section was again read and agreed to.

The title was agreed to.

Mr. Harper

Moved that the rules be suspended in this case and the bill read a third time by its title.

On agreeing to the motion,

The yeas and nays were required by Mr. Nickels, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Dillon, Earnest, Evans, Franciscus, Gill, Harper, Harrison, Hetzell, Hill, Kater, Little, Martin, Miller, Ray, Schafer, Simpson, Stanton, Stokes, Taylor, Vankirk, and Willits—24.

NAYS—Messrs. Bardsley, Billington, Derbyshire, Griffiths, Krupp, Nickels, and Stokley, *Pres't*--7.

Which was agreed to.

The bill was read a third time by its title.

The question being on the final passage of the bill,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Calhoun, Dillon, Earnest, Evans, Franciscus, Harper, Harrison, Hetzell, Hill, Kater, Little, Martin, Miller, Palmer, Ray, Schafer, Simpson, Stanton, Stokes, Vankirk, and Willits—24.

NAYS—Messrs. Billington, Derbyshire, Fox, Griffiths, Krupp, Nickels, and Stokley, *Pres't*--7.

Which was agreed to.

Mr. Simpson, (on leave,)

Offered the following, to wit: "Resolution of request to the Mayor of the City of Philadelphia." (*Appendix No. 80.*)

The resolution was twice read and agreed to.

The preamble was agreed to.

The title was agreed to.

Mr. Harper, (on leave,)

Offered the following, to wit: "Resolution to lay water pipe on Willow street."

Which was referred to the Committee on Water Works.

Mr. Dillon, (on leave,)

Offered the following, to wit: "Resolution of instruction to the Clerks of Councils." (*Appendix No. 81.*)

The resolution was again read.

Mr. Harper

Moved to postpone the resolution for the present.

Which was agreed to.

Mr. Miller,

Chairman of the Committee on Highways, presented a report, with a bill annexed, entitled "An Ordinance supplementary to an Ordinance approved July 5th, 1866." (*Appendix No. 82.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Miller

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Griffiths,

Chairman of the Committee on Trusts and Fire, presented report of suspension of certain fire companies by the Chief Engineer of Fire Department. (*Appendix No. 83.*)

Mr. Little,

Chairman of the Committee on Surveys, presented a report, with a resolution annexed, entitled "Resolution relative to Cadbury avenue." (*Appendix No. 84.*)

The resolution was again read.

Mr. Miller

Moved to recommit the resolution to the Committee on Surveys.

Which was agreed to.

Also,

From the same Committee, a further report, with a resolution annexed, entitled "Resolution directing a change of grades on Main street, Manayunk." (*Appendix No. 85.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution relative to change of grade on Leiper street, Twenty-third Ward." (*Appendix No. 86.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report, with a resolution annexed, entitled "Resolution relative to the Gray's Ferry bridge." (*Appendix No. 87.*)

The resolution was again read.

Mr. Hetzell

Moved to postpone the resolution for the present.

Which was not agreed to.

The question being on agreeing to the resolution, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Billington, and were as follow :

YEAS — Messrs. Allison, Armstrong, Bardsley, Derbyshire, Earnest, Franciscus, Hancock, Harper, Little, Marcer, Schafer, Shane, Simpson, and Stanton—14.

NAYS—Messrs. Fox, Krupp, Miller, and Stokley, *Pres't*—1.

No quorum voting,

Mr. Hetzell

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, October 11, 1866.

Council met—Members present:

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Derbyshire,
Dillon,
Earnest,
Evans,
Fox,
Franciscus,
Gill,
Hancock,
Harper,
Harrison,
Hetzell,
Hill,
Kater,

Messrs. Krupp
Little,
Mactague,
Marcer,
Martin,
Miller,
Nickels,
Oram,
Palmer,
Ray,
Schafer,
Shane,
Simpson,
Stanton,
Stokes,
Taylor,
Vankirk,
Willits,
Wolbert,

Stokley, *Pres't.*

The President

Presented a communication from the Chief Engineer and Surveyor, recommending that a fire-proof building may be rented for his department.

Which was referred to the Committee on Surveys.

Mr. Marcer,

Communication from Samuel Sweney, Assessor of the Second Ward, asking that extra compensation may be

allowed him for reassessing said Ward, caused by the death of James T. Harmer.

Which was referred to the Committee on Finance.

Also,

Communication from George D. Fries, Supervisor of the Twenty-second Ward, submitting the names of his sureties as Supervisor, and asking the judgment to be entered on bond against him may be restricted to a certain property.

Which was referred to the Committee on Finance.

Mr. Allen,

Petition of owners of property and residents of the Twenty-fourth Ward, asking that water-pipe may be laid in Thirty-seventh street, from Haverford to Elm, and Story street, from Thirty-seventh to Thirty-eighth street, in said Ward.

Which was referred to the Committee on Water Works.

Mr. Evans (on leave)

Offered the following, to wit: "Resolution to authorize the opening and grading of Bridgewater street, in the Twenty-fourth Ward."

Which was referred to the Committee on Highways.

Council then resumed the second reading of the resolution, entitled "Resolution relative to the Gray's Ferry bridge."

The question being on agreeing to the resolution,

The yeas and nays were ordered by the President and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Dillon, Evans, Fox, Franciscus, Gill, Hancock, Harper, Harrison, Hill, Kater, Little, Marcer, Martin, Miller,

Nickels, Oram, Palmer, Ray, Schafer, Shane, Stanton, Taylor, Vankirk, Wolbert, and Stokley, *Pres't*—30.

NAYS—Mr. Krupp—1.

Which was agreed to.

The title was agreed to.

The following message was received from the Mayor:

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *Oct. 11, 1866.*

To the President and Members of the
Common Council of the City of Philadelphia:

GENTLEMEN:—I have approved and signed the following Ordinances and joint resolutions, to wit:

Sept. 14, 1866. "An Ordinance to authorize the Commissioner of Markets, Wharves, and Landings to transfer the lease of Arch street wharf."

Sept. 15, 1866. "An Ordinance to make an appropriation to pay Police Magistrates for the year 1866."

Sept. 21, 1866. "Resolution to authorize the grading of Thirty-ninth or Boudinot, Mansion, Baring, and South Marshall streets."

Sept. 21, 1866. "Resolution to change the place of voting in the Sixth Division of the Tenth Ward."

Sept. 21, 1866. "An Ordinance to abolish the office of Chief Inspector of Streets."

Sept. 21, 1866. "Resolution relative to grades on Lehman street, between Wayne avenue and Marion street, Twenty-second Ward."

Sept. 21, 1866. "Resolution authorizing the Mayor to offer a reward."

Sept. 21, 1866. "Resolution to authorize certain transfers in the appropriation to the Department of Highways for the year 1866."

Sept. 21, 1866. "Resolution to authorize the paving of Thirty-ninth or Boudinot, Mansion, Baring, Hamilton, and South Marshall streets."

Sept. 29, 1866. "Resolution to release a certain property of Benjamin H. Brown and George Woelpper from the lien of a certain judgment."

Sept. 29, 1866. "An Ordinance to make an appropriation for copying the indices of the District Court."

Sept. 29, 1866. "Resolution to enter satisfaction upon the official bond of H. P. M. Birkinbine, Chief Engineer of the Water Works, for the year 1864."

Sept. 29, 1866. "A Supplement to an Ordinance, entitled 'An Ordinance to make an appropriation to the Receiver of Taxes for the year 1866,'" approved December 26, 1865.

Sept. 29, 1866. "Resolution approving the sureties of Samuel Peak, Supervisor."

Sept. 29, 1866. "Resolution suspending certain Fire Companies."

Sept. 29, 1866. "An Ordinance supplementary to an Ordinance regulating the salaries of the Assistant Engineers of the Fire Department."

Oct. 4, 1866. "Resolution suspending a certain Fire Company."

Oct. 5, 1866. "An Ordinance to make an additional special appropriation to the Board of Health, for the purpose of promoting greater personal and public cleanliness and preventing the spread of the cholera."

Oct. 5, 1866. "Resolution of Instruction to the Chief Engineer of the Water Works."

Oct. 5, 1866. "An Ordinance to grant permission to John Lawrance to erect wooden buildings at his new skating-park."

Oct. 5, 1866. "An Ordinance granting Messrs. Wagner and Cobb permission to change the location of a certain wooden building."

Very respectfully,
MORTON McMICHAEL,
Mayor of Philadelphia.

Also,

A message asking for certain transfers in the annual appropriation made to the Police Department for the year 1866.

Which was referred to the Committee on Police.

Mr. Marcer

Presented a communication from Anthony Conrad, asking that satisfaction be entered upon his official bond as late Coroner.

Which was referred to the Committee on Finance.

Mr. Marcer (on leave)

Offered the following, to wit:

RESOLUTION

Inviting Select Council to meet in Joint Convention.

Resolved by Common Council of the City of Philadelphia,
That Select Council be invited to meet Common Council in Joint Convention, this afternoon, at five o'clock, to elect a Police Magistrate for the Fourteenth Police District, in place of Robert Thomas, resigned.

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Little,

Chairman of the Committee on Surveys, presented a report with a resolution annexed, entitled "Resolution to establish lines and grades upon a portion of the Twenty-fifth Ward." (*Appendix No. 88.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Harper,

Chairman of the Committee on Poor, presented a report with a resolution annexed, entitled "Resolution to make

certain transfers in the appropriation made to the Board of Guardians of the Poor for the year 1866." (*Appendix No. 89.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Taylor,

Chairman of the Committee on Markets, presented a report with a resolution annexed, entitled "Resolution to authorize the Controller to make certain transfers." (*Appendix No. 90.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Miller (on leave)

Presented petition of citizens of the Twentieth Ward, asking that Twenty-second street, from south side of Oxford street, to Ridge avenue, may be paved.

Which was referred to the Committee on Highways.

Mr. Nickels

Read in place a bill, entitled "A further Supplement to an Ordinance, entitled 'An Ordinance to regulate Passenger Railways,'" approved July 7, 1857. (*Appendix No. 91.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Harper

Moved to amend the section by striking out the words "fifty dollars," and inserting "one hundred dollars."

Which was agreed to.

Mr. Fox

Moved to refer the bill to the Committee on Railroads.

Mr. Krupp

Moved to refer the bill to a Special Committee of three from each chamber.

Which was not agreed to.

The question recurring on referring the resolution to the Committee on Railroads,

It was agreed to.

Select Council informed Common Council that they had passed a bill, entitled "An Ordinance making an appropriation for the relief of the family of Thomas Massey, deceased," in which they asked concurrence.

Mr. Wolbert

Moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Wolbert

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Mr. Taylor (on leave)

Presented two petitions of citizens of the City of Philadelphia, asking that Broad street, between Old Township Line road and Columbia avenue, may be turnpiked.

Which were referred to the Committee on Highways.

Mr. Little

Moved to resume the second reading of the bill, entitled "An Ordinance to authorize the construction of certain sewers."

Which was agreed to.

The question being on agreeing to the first section,

Mr. Harper

Moved to refer the bill to the Committee on Law, to ascertain from the City Solicitor whether money raised by loan for the enlistment of volunteers can be appropriated for the construction of sewers, and to report on Thursday next.

Which was agreed to.

JOINT CONVENTION.

Select Council being introduced, and Councils having met in Joint Convention,

Mr. Lynd, President of Select Council, in the Chair.

The President

Stated that the object of the Convention was to elect a Police Magistrate for the Fourteenth Police District in place of Robert Thomas, resigned.

Nominations were announced to be in order.

Mr. Hill

Nominated Jacob Good.

There being no other nominations,

Mr. Wolbert

Moved that Jacob Good be elected by acclamation Police Magistrate for the Fourteenth Police District for the unexpired term of Robert Thomas, resigned.

Which was unanimously agreed to.

And Jacob Good was declared unanimously elected Police Magistrate for the Fourteenth Police District for the unexpired term of Robert Thomas, resigned.

The purpose for which the Joint Convention had assembled having been accomplished, Select Council retired.

Mr. Derbyshire

Moved that Council resume the second reading of the bill from Select Council, entitled "An Ordinance to authorize the purchase of a message and lot of ground in the Nineteenth School Section."

Which was agreed to.

The first section was again read.

Mr. Derbyshire

Moved to amend the section by striking out the words "Nineteenth Ward," and inserting the words "Twenty-fifth Ward."

Which was agreed to.

The first section as amended was agreed to.

The second section was agreed to.

The title was read.

Mr. Derbyshire

Moved to amend the title by striking out the words "Nineteenth School Section," and inserting "Twenty-fifth School Section."

Which was agreed to.

The title as amended was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred with amendments.

Council proceeded to the second reading of the bill from Select Council, entitled "Resolution of Instruction to the Chief Commissioner of Highways relative to Wilkey street."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the purchase of a school building and lot of ground in the Twentieth School Section."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution relative to police station in the Seventeenth Police District."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation to pay the claim of Mary C. Tams."

The first section was again read and agreed to.

✱ The second section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Mr. Billington, (on leave,)

Chairman of the Committee on Police, presented a report with a resolution annexed, entitled "Resolution granting permission to the Department of Police to use a portion of the Richmond hall as a lock-up." (*Appendix No. 92.*)

The resolution was again read.

Mr. Derbyshire

Moved that the further consideration of the resolution be indefinitely postponed.

On agreeing to the motion,

The yeas and nays were required by Mr. Hancock, seconded by Mr. Earnest, and were as follow :

YEAS—Messrs. Allison, Armstrong, Bardsley, Calhoun, Derbyshire, Dillon, Earnest, Evans, Fox, Franciscus, Hancock, Harrison, Krupp, Marcer, Nickels, Oram, Palmer, Ray, Shane, Stanton, Willits, and Stokley, *Pres't*—22.

NAYS—Messrs. Billington, Hetzell, Mactague, Martin, and Simpson—5.

Which was agreed to.

Select Council informed Common Council that they had concurred in the following, to wit :

“An Ordinance supplementary to an Ordinance, approved July 5, 1866.”

“Resolution relative to a change of grade on Leiper street, Twenty-third Ward.”

“Resolution of Instruction to the Committee on Trusts and Fire.”

“Resolution of Instruction to the Mayor of the City of Philadelphia.”

“Resolution to make certain transfers in the appropriation to the Board of Guardians for the Poor for the year 1866.”

“Resolution directing a change of grades on Main street, Manayunk.”

“Resolution to establish lines and grades upon a portion of the Twenty-fifth Ward.”

“Resolution to authorize the Controller to make certain transfers.”

“Resolution relative to Gray’s Ferry bridge.”

“Resolution inviting Select Council to meet in Joint Convention.”

Mr. Harper

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, October 18, 1866.

Council met—Members present :

Messrs. Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Colehower,
Creswell,
Derbyshire,
Dillon,
Eager,
Earnest,
Evans,
Fox,
Franciscus,
Griffiths,
Hallowell,
Hancock,
Harper,
Harrison,
Hetzell,
Hill,

Messrs. Krupp,
Little,
Mactague,
Marcer,
Martin,
Miller,
Mullin,
Nickels,
Oram,
Palmer,
Ray,
Shane,
Simpson,
Stanton,
Stockham,
Stokes,
Taylor,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

The President

Presented a communication from the City Commissioners, asking that certain transfers may be made in their annual appropriation.

Which was referred to the Committee on Finance.

Mr. Harper,

Petition of citizens of the First Division of the Eighth Ward, asking that the said division may be divided.

Which was referred to the Committee on Law.

Mr. Evans,

Petition of citizens of the Eighth Division of the Fifteenth Ward, asking that said division may be divided.

Which was referred to the Committee on Law.

Mr. Marcer,

Communication from Thomas M. Triol, asking for the release of one of his properties and the substitution of another in the place thereof.

Which was referred to the Committee on Finance.

Also,

Bills for stationery furnished to the Supreme Court of the State of Pennsylvania.

Which were referred to the Committee on Finance.

Mr. Hill,

Petition of citizens of the Twenty-fifth Ward, asking that a new Police District may be formed in said Ward.

Which was referred to the Committee on Police.

Mr. Harrison, (on leave,)

Communication of Francis Nibert, asking that a certain property may be released from a certain judgment.

Which was referred to the Committee on Finance.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a resolution annexed, entitled "Resolution approving the sureties of George D. Freas, supervisor." (*Appendix No. 93.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report, with a resolution annexed, entitled "Resolution to release a certain property of George B. Bains from the lien of a certain judgment." (*Appendix No. 94.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report, with a bill annexed, entitled "Supplement to an Ordinance entitled 'An Ordinance to make an appropriation to the Department of Markets, Wharves, and Landings, for the year 1866.'" Approved December 26, 1865. (*Appendix No. 95.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also, (on leave,)

Petition of citizens of the Twentieth Ward, asking that Market Houses may be erected on Girard avenue between Seventh and Eighth streets, in said Ward.

Which was referred to the Committee on Markets.

Also,

A further report from the Committee on Finance, with a resolution annexed, entitled "Resolution discharging the

Committee on Finance from the further consideration of the petition of David P. Weaver." (*Appendix No. 96.*)

Mr. Dillon,

From the same Committee, presented a minority report, with a resolution annexed, entitled "Resolution directing the City Commissioners and City Controller to sign a certain warrant." (*Appendix No. 97.*)

Mr. Marcer

Moved to proceed to the second reading and consideration of the resolution annexed to the majority report.

Mr. Hetzell

Moved to amend by striking out the words "majority report," and inserting in place thereof the words "minority report."

On agreeing to the motion,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Dillon, Hallowell, Hancock, Hetzell, Mullin, Stanton, and Wolbert—7.

NAYS—Messrs. Allison, Armstrong, Bardsley, Billington, Calhoun, Eager, Earnest, Fox, Franciscus, Griffiths, Harper, Harrison, Hill, Krupp, Mactague, Marcer, Martin, Miller, Nickels, Oram, Ray, Simpson, Stokes, Taylor, Willets, and Stokley, *Pres't*—26.

Which was not agreed to.

The question recurring on agreeing to the motion of Mr. Marcer,

It was agreed to.

The resolution was again read.

On agreeing to the resolution, the yeas and nays were required by Mr. Dillon, seconded by Mr. Marcer, and were as follow :

YEAS—Messrs. Allison, Armstrong, Billington, Calhoun,

Creswell, Derbyshire, Eager, Earnest, Fox, Franciscus, Griffiths, Harper, Harrison, Hill, Krupp, Marcer, Martin, Miller, Nickels, Oram, Ray, Simpson, Stockham, Stokes, Taylor, Willits, and Stokley, *Pres't*—27.

NAYS--Messrs. Colehower, Dillon, Hallowell, Hancock, Hetzell, Mullin, Palmer, Stanton, and Wolbert--9.

Which was agreed to.

The title was agreed to.

Mr. Oram,

Chairman of the Committee on Gas, presented a report with a resolution annexed, entitled "Resolution to discharge the Committee on Gas from the consideration of a certain communication." (*Appendix No. 98.*)

The resolution was read twice and agreed to.

The title was agreed to.

Mr. Fox

Moved that the vote by which the resolution to discharge the Committee on Gas was adopted be reconsidered.

Which was agreed to.

The question being on agreeing to the resolution,

Mr. Fox

Moved to amend the resolution by adding the words "that it be referred to the Committee on City Property."

Which was agreed to.

The resolution as amended was agreed to.

The title was agreed to.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to

authorize the tramwaying of Rhoads street, in the Fifteenth Ward." (*Appendix No. 99.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize the repaving of Webster and Francis streets." (*Appendix No. 100.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Griffiths,

Chairman of the Committee on Trusts and Fire, presented a report of the Chief Engineer of the Fire Department in regard to certain riotous fire companies. (*Appendix No. 101.*)

Also, (on leave,)

Communication from the Fame Hose Company, notifying Council that they had retired from active service in the Fire Department.

Which was referred to the Committee on Trusts and Fire.

Also,

From the same Committee, a further report, with a resolution annexed, entitled "Resolution to discharge the Committee on Trusts and Fire from the further consideration of a certain subject." (*Appendix No. 102.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a reso-

lution annexed, entitled "Resolution relative to a certain fire-alarm box." (*Appendix No. 103.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution discharging the Committee on Trusts and Fire from the further consideration of a certain matter." (*Appendix No. 104.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Billington,

Chairman of the Committee on Police, presented a report with a resolution annexed, entitled "Resolution to authorize certain transfers in the appropriation made to the Department of Police for the year 1866." (*Appendix No. 105.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Miller, (on leave,)

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to authorize the grading and culverting of Washington lane, from Hipple lane to Domino lane." (*Appendix No. 106.*)

The resolution was again read.

Mr. Hetzell

Moved to recommit the resolution to the Committee on Highways.

Which was agreed to.

Mr. Little,

Chairman of the Committee on Surveys, presented a re-

port with a resolution annexed, entitled "Resolution relative to Cadbury avenue." (*Appendix No. 107.*)

The resolution was again read.

Mr. Miller

Moved to strike out "Cadbury avenue" and insert "Park avenue."

Mr. Hancock

Moved to postpone the resolution for the present.

Which was agreed to.

Also, (on leave,)

Read in place a bill entitled "An Ordinance making certain transfers in the appropriation to the Department of Surveys for the year 1866." (*Appendix No. 108.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Little

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Fox,

From the Special Committee on the depositing of manure on the wharves, presented a report with a bill annexed, entitled "An Ordinance to prevent the depositing of manure

on the wharves in the City of Philadelphia." (*Appendix No. 109.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Mactague

Moved to amend by striking out "Reed street" and inserting "Morris street."

Which was agreed to.

Mr. Mactague

Moved to reconsider the vote by which the amendment to strike out "Reed street" and insert "Morris street," was agreed to.

Which was agreed to.

The question recurring on agreeing to the amendment,

It was not agreed to.

Mr. Billington

Moved to amend the section by inserting between the words, "description" and "on," the following, to wit, "and allowed to remain there longer than forty-eight hours."

Which was not agreed to.

The section was agreed to.

The title was agreed to.

Mr. Fox

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Select Council informed Common Council that they had received a report from the Committee on Girard Estates with a bill annexed, entitled "An Ordinance to make an appropriation out of the Girard Estate for the purpose therein mentioned, and to transfer a certain item of appropriation to the Girard Estate," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Water with a resolution annexed, entitled "Resolution to lay water pipe in sundry streets," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Health with a resolution annexed, entitled "Resolution to authorize certain transfers in the appropriation to the Board of Health," which they had passed, and in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance to make an appropriation to the Board of Health for the removal of nuisances," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of instruction to the Chief Commissioner of Highways," in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools with a bill annexed, entitled "An Ordinance to make an additional appropriation to the Controllers of Public Schools, and to authorize transfers in their annual appropriation for 1866," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a bill annexed, entitled "An Ordinance to approve contracts for the erection of school buildings and the sureties therefor," which they had passed, and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of request to Common Council," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution requesting additional legislation," in which they asked concurrence.

Also,

That they had concurred in the resolution from Common Council, entitled "Resolution of request to the Board of Health," with the following amendment, viz.: amend the resolution by striking out the word "manure," in the fourth line, in which they asked concurrence.

Also,

That they had concurred in the following, to wit:

"Resolution to authorize the repairing of Webster and Francis streets."

"A Supplement to an Ordinance, entitled 'An Ordinance to make an appropriation to the Department of Markets, Wharves, and Landings, for the year 1866,' approved December 26, 1865.

"An Ordinance making certain transfers in the appropriation to the Department of Surveys, for the year 1866."

"Resolution relative to a certain fire-alarm box."

"Resolution discharging the Committee on Trusts and Fire from the further consideration of a certain matter."

“Resolution to discharge the Committee on Trusts and Fire from the further consideration of certain subjects.”

“Resolution to discharge the Committee on Gas from the consideration of a certain communication.”

“Resolution to authorize certain transfers in the appropriation to the Police Department for the year 1866.”

“Resolution to authorize the tramwaying of Rhoads street, in the Fifteenth Ward.”

“Resolution to discharge the Committee on Finance from the further consideration of the petition of David P. Weaver.”

“Resolution to release a certain property of George B. Bains from the lien of a certain judgment.”

“Resolution approving the sureties of George D. Freas, supervisor.”

Also,

In amendments of Common Council to the bill from Select Council, entitled “An Ordinance to authorize the purchase of a message and lot of ground in the Nineteenth Section.”

Mr. Derbyshire

Read in place a bill, entitled “An Ordinance to regulate the hauling of manure through the streets of Philadelphia,”

And moved to proceed with the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

Mr. Harper

Moved to refer the bill to the Committee on Markets.

Which was agreed to.

Mr. Harper

Offered the following, to wit: "Resolution of instruction to the Committee on Girard Estates." (*Appendix No. 110.*)

The resolution was again read.

Mr. Harper

Moved a call of the House, when the following members answered to their names:

Messrs. Allison, Armstrong, Bardsley, Derbyshire, Dillon, Fox, Franciscus, Harper, Harrison, Hetzell, Krupp, Marcer, Martin, Oram, Shane, Simpson, Stanton, Stokes, Stokley, *Pres't.*

No quorum answering to their names,

Mr. Martin

Moved that Council do now adjourn.

On agreeing to the motion,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Wolbert, and were as follow:

YEAS—Messrs. Armstrong, Bardsley, Derbyshire, Evans, Franciscus, Harper, Martin, Oram, Shane, Stokes, Willits, Stokely, *Pres't*—12.

NAYS—Messrs. Allison, Billington, Dillon, Earnest, Fox, Harrison, Hetzell, Krupp, Little, Marcer, Ray, Simpson, Stanton, Wolbert—14.

Which was not agreed to.

The question recurring on agreeing to the resolution,

Mr. Wolbert

Moved that the further consideration of the bill be postponed for the present.

On agreeing to the motion,

The yeas and nays were required by Mr. Harrison, seconded by Mr. Harper, and were as follow:

YEAS—Messrs. Armstrong, Bardsley, Calhoun, Derbyshire, Dillon, Evans, Harper, Harrison, Hetzell, Martin, Ray, Shane, Simpson, Stanton, Wolbert—14.

NAYS — Messrs. Billington, Earnest, Fox, Franciscus, Krupp, Marcer, Stokley, *Pres't*—7.

No quorum voting,

Mr. Simpson

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, October 25, 1866.

Council met—Members present:

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Colehower,
Creswell,
Dillon,
Eager,
Earnest,
Evans,
Fox,
Franciscus,
Hancock,
Harper,
Hetzell,
Hill,

Messrs. Kater,
Krupp,
Little,
Marcer,
Martin,
Miller,
Oram,
Palmer,
Ray,
Shane,
Simpson,
Stanton,
Stockham,
Stokes,
Taylor,
Willits,
Wolbert,
Stokley, *Pres't.*

Mr. Martin

Presented petition of Calvary M. E. Church, on Twenty-first street below Jefferson street, in the Twentieth Ward, asking permission to erect temporary wooden buildings adjoining their church edifice.

Which was referred to the Committee on Police.

Also,

Petition of Mary M. Green, asking that damages may be paid to her for injuries sustained to the property No. 828

Walnut street, by a political mob, on the night of October 5th, 1866.

Which was referred to the Committee on Claims.

Mr. Stockham,

Communication from W. Cramp & Sons, inviting Councils to be present at the launch of the new City Ice Boat, at the foot of Otis street, on Thursday next, November 1st, at nine o'clock.

Which was read.

Mr. Hetzell

Moved that the invitation be accepted.

Which was agreed to.

Mr. Stockham

Moved that the clerks notify the members of the invitation.

Which was agreed to.

Mr. Ray,

Petition of Robert Adams, No. 919 North Front street, in the Sixteenth Ward, asking for permission to lay a turn-out one hundred feet long on Canal street, to connect their property with the North Pennsylvania Railroad.

Which was referred to the Committee on Railroads.

Mr. Marcer,

Communication from Wm. J. White, asking that one of his sureties may be released, and another substituted.

Which was referred to the Committee on Finance.

Also,

Communication from Thomas W. Price, asking that he may be paid for certain record books furnished county officers for 1866.

Which was referred to the Committee on Finance.

Mr. Taylor,

Petition of citizens of the Twenty-second Ward, asking that gas lamps may be located on Armat, Hancock, Mill, and Price streets, in said Ward.

Which was referred to the Committee on Police.

Mr. Colehower,

Petition of citizens of the Eighteenth, Nineteenth, and Twenty-fifth Wards, asking that a Police Station-house may be located in the Twenty-fifth Ward.

Which was referred to the Committee on Police.

Mr. Armstrong (on leave)

Offered the following, to wit: "Resolution to authorize the paving of Martin street."

Which was referred to the Committee on Highways.

Also,

Petition of owners of property on Ellsworth street west of Seventeenth street, in the Twenty-sixth Ward, asking that water-pipe may be laid in said street.

Which was referred to the Committee on Water Works.

Also,

Petition of owners of property on Seventeenth street, between Ellsworth and Washington avenue, in the Twenty-sixth Ward, asking that the same may be opened and graded.

Which was referred to the Committee on Highways.

Council then resumed the second reading of the resolution, entitled "Resolution of Instruction to the Committee on Girard Estates," which was under consideration at adjournment of last meeting.

The question being to postpone the further consideration of the resolution for the present,

The yeas and nays were ordered by the President, and were as follow :

YEAS—Messrs. Allison, Armstrong, Bardsley, Colehower, Creswell, Dillon, Eager, Earnest, Evans, Fox, Franciscus, Hancock, Hetzell, Hill, Little, Marcer, Martin, Ray, Shane, Stockham, Stokes, Taylor, and Willits—23.

NAYS—Messrs. Harper, Kater, Krupp, Miller, Oram, Stanton, and Stokley, *Pres't*—7.

Which was agreed to.

Mr. Evans

Offered the following, to wit: "Resolution of instruction to the Committee on Law."

Which was referred to the Committee on Law.

Also,

Offered the following, to wit: "Resolution of instruction to the Committee on Law."

Which was referred to the Committee on Law.

Mr. Hetzell

Offered the following, to wit: "Resolution of instruction to the Commissioner of City Property." (*Appendix No. 111.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Marcer

Offered the following, to wit: "Resolution requesting the estimates for the year 1867." (*Appendix No. 112.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Evans

Offered the following, to wit: "Resolution relative to

the opening of Diamond street, from Sixth to Seventh street."

The resolution was again read.

Mr. Evans

Moved to refer the resolution to the Committee on Highways with instructions to report this day two weeks.

Which was agreed to.

Mr. Marcer

Moved that the order of business be suspended for the purpose of considering the reports of Committees.

Which was agreed to.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a resolution annexed, entitled "Resolution approving the sureties of Thomas M. Triol." (*Appendix No. 113.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to enter satisfaction on the official bond of Thomas M. Triol." (*Appendix No. 114.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to release a certain property of Francis Nibert from the lien of a certain judgment." (*Appendix No. 115.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to authorize the grading and paving of certain streets in the Twenty-second Ward." (*Appendix No. 116.*)

The resolution was again read.

Mr. Harper

Moved to amend by adding after the word "footways," the following, to wit: "within the usual time allowed by law."

Which was agreed to.

The resolution as amended was again read.

Mr. Hancock

Moved to postpone the further consideration of the resolution for the present.

Which was not agreed to.

The resolution as amended was agreed to.

The title was agreed to.

The following message was received from the Mayor :

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *October 25, 1866.*

To the President and Members of the
Common Council of the City of Philadelphia :

GENTLEMEN:—I have approved and signed the following Ordinances and joint resolutions, to wit :

Oct. 13, 1866. "Resolution of request to the Mayor of the City of Philadelphia."

Oct. 13, 1866. "Resolution relative to the Gray's Ferry bridge."

Oct. 13, 1866. "Resolution directing a change of grades on Main street, Manayunk."

Oct. 13, 1866. "Resolution to establish lines and grades upon a portion of the Twenty-fifth Ward."

Oct. 13, 1866. "Resolution relative to a change of grade of Leiper street, Twenty-third Ward."

Oct. 13, 1866. "An Ordinance supplementary to an Ordinance, approved July 5th, 1866."

Oct. 13, 1866. "Resolution to authorize the Controller to make certain transfers."

Oct. 13, 1866. "Resolution to make certain transfers in the appropriation to the Board of Guardians of the Poor for the year 1866."

Oct. 20, 1866. "A supplement to an Ordinance, entitled 'An Ordinance to make an appropriation to the Department of Markets, Wharves and Landings, for the year 1866,' approved December 26th, 1865."

Oct. 20, 1866. "An Ordinance making a certain transfer in the appropriation to the Department of Surveys for the year 1866."

Oct. 20, 1866. "Resolution to authorize the tramwaying of Rhoads street, in the Fifteenth Ward."

Oct. 20, 1866. "Resolution to authorize the repaving of Webster and Francis streets."

Oct. 20, 1866. "Resolution approving the sureties of George D. Freas, supervisor."

Oct. 20, 1866. "Resolution to release a certain property of Geo. B. Bains from the lien of a certain judgment."

Oct. 20, 1866. "Resolution to authorize certain transfers in the appropriation to the Department of Police for the year 1866."

Very respectfully,

MORTON McMICHAEI,

Mayor of Philadelphia.

Also, the following message :

Estimates for the Police Department for the year 1867.

Which were referred to the Committee on Finance.

Select Council informed Common Council that they had received a report from the Committee on Girard Estate, with a bill annexed, entitled "An Ordinance to increase the income of the Girard Estates," which they had passed and in which they asked concurrence.

Also,

That they had received a report from a Special Committee to whom was referred the resolution, entitled "Resolution of instruction to the City Solicitor," with a resolution annexed, entitled "Resolution to discharge a Special Committee," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Law, with a bill annexed, entitled "Resolution to recommit a certain bill to the Committee on Surveys," which they had passed and in which they asked concurrence.

Also,

That they had concurred in the bill, entitled "An Ordinance to prevent the depositing of manure on the wharves of the City of Philadelphia," with the following amendment, viz., add at the end of the section, the following, to wit: "*Provided*, that nothing herein contained shall prevent the deposit of street dirt on any of the wharves of the city;" in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution directing the City Commissioner to sign a certain warrant," in which they asked concurrence.

Mr. Little

Read in place a bill, entitled "An Ordinance to make an appropriation to the Department of Surveys for the year 1866."

Which was referred to the Committee on Finance.

Mr. Taylor

Read in place a bill, entitled "An Ordinance supplementary to an Ordinance to make uniform rules and regulations for the public markets," approved 12th day of December, 1865.

Which was referred to the Committee on Markets.

Mr. Franciscus

Presented the following, and moved that it be entered on the Journal.

Which was unanimously agreed to.

To the Members of
Select and Common Councils :

GENTLEMEN:—I have to express my profound gratefulness to you for your kindly remembrance ; and be assured that each and all of us will ever appreciate the generous impulses that prompted so liberal an act.

Respectfully,

RACHEL B. MASSEY.

October 25th, 1866.

Also,

From the same Committee a further report, with a resolution annexed, entitled "Resolution to authorize the paving of Hope street." (*Appendix No. 117.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Miller, (on leave,)

Chairman of the Committee on Highways, presented a further report, with a resolution annexed, entitled "Resolution to authorize the grading and culverting of Apsley street." (*Appendix No. 118.*)

The resolution was again read.

Mr. Fox

Moved to recommit the resolution to the Committee on Highways.

Which was agreed to.

Mr. Taylor, (on leave,)

Chairman of the Committee on Markets, presented a report with a bill annexed, entitled "An Ordinance to authorize the erection of an additional market house on Girard avenue, for the use of farmers." (*Appendix No. 119.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

Mr. Creswell

Moved to lay the bill on the table.

On agreeing to the motion the yeas and nays were required by Mr. Dillon, seconded by Mr. Mareer, and were as follow:

YEAS—Messrs. Allison, Armstrong, Colehower, Creswell, Dillon, Eager, Earnest, Franciscus, Hietzell, Kater, and Krupp—11.

NAYS—Messrs. Allen, Billington, Evans, Fox, Harper, Hill, Marcer, Martin, Miller, Oram, Ray, Simpson, Stanton, Stockham, Stokes, Taylor, Willits, and Stokley, *Pres't*—17.

Which was not agreed to.

The question recurring on agreeing to the first section,
Mr. Fox

Moved to re-commit the bill to the Committee on Markets.

Which was agreed to.

Mr. Stokes (on leave)

Presented petition of citizens of the Twenty-fourth Ward, asking that gas pipes may be laid on Fifty-third street, from Haverford to Vine street, and on Vine street in said Ward.

Which was referred to the Committee on Gas Works.

Mr. Marcer

Offered the following, to wit: "Resolution to change the location of the office of Commissioner of City Property." (*Appendix No. 120.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

Offered the following, to wit: "Resolution of Instruction to the Commissioner of City Property."

The resolution was again read.

Mr. Harper

Moved to amend, by inserting between the words "property" and the word "and" the words "not required for the new office."

Mr. Hetzell

Moved to refer the resolution to the Committee on City Property.

Which was agreed to.

Mr. Fox

Moved to resume the second reading of the resolution, entitled "Resolution of Instruction to the Committee on Girard Estates."

Which was agreed to.

Mr. Fox

Moved to indefinitely postpone the resolution.

Which was agreed to.

Council then proceeded to the second reading of resolution from Select Council, entitled "Resolution to lay water-pipe on sundry streets."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of resolution from Select Council, entitled "Resolution of request to Common Council."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of resolution from Select Council, entitled "Resolution requesting additional legislation."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to increase the income of the Girard Estates."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation to the Board of Health for the removal of nuisances."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the consideration of amendments from Select Council to the bill, entitled "Resolution of request to the Board of Health."

Mr. Hetzell

Moved that Common Council concur in Select Council's amendments.

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow:

YEAS—Messrs. Allen, Armstrong, Billington, Dillon, Evans, Hancock, Harper, Hetzell, Hill, Little, Martin, Oram, Simpson, and Stanton —14.

NAYS—Messrs. Allison, Fox, Franciscus, Krupp, Marcer,

Miller, Palmer, Ray, Shane, Stockham, Stokes, Willits, and Stokley, *Pres't*--12.

Which was agreed to.

So Common Council concurred in Select Council's amendments.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "Resolution of Instruction to the Chief Commissioner of Highways."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to recommit a certain bill to the Committee on Surveys."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation out of the Girard estate, for the purpose therein mentioned, and to transfer a certain item of appropriation to the Girard estate."

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to approve contracts for the erection of school buildings and the sureties therefor."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the consideration of amendments of Select Council to Common Council's bill, entitled "An Ordinance to prevent the depositing of manure on the wharves of the City of Philadelphia."

Mr. Hetzell

Moved that Common Council concur in Select Council's amendments.

Which was agreed to.

So Common Council concurred in Select Council's amendments.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an additional appropriation to the Controllers of Public Schools, and to authorize transfers in their annual appropriation for 1866."

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to discharge a Special Committee."

The resolution was again read.

Mr. Hetzell

Moved to refer the bill to the Committee on Police of Common Council.

Which was agreed to.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution directing the City Commissioners and City Controller to sign a certain warrant."

The resolution was again read.

Mr. Marcer

Moved that the further consideration of the resolution be indefinitely postponed.

On agreeing to the motion the yeas and nays were required by Mr. Hetzell, seconded by Mr. Earnest, and were as follow :

YEAS—Messrs. Allison, Billington, Earnest, Fox, Harper, Krupp, Marcer, Martin, Miller, Oram, Ray, Stokes, Willits, and Stokley, *Pres't*--14.

NAYS—Messrs. Allen, Bardsley, Calhoun, Colehower,

Dillon, Franciscus, Hancock, Hetzell, Little, Palmer, Shane, Simpson, Stanton, and Stockham—14.

Which was not agreed to.

Mr. Martin

Moved to postpone the further consideration of the resolution for one week.

Which was agreed to.

Select Council informed Common Council that they had concurred in the following:

“Resolution to approve the sureties of Thomas M. Triol.”

“Resolution to enter satisfaction on the official bond of Thomas M. Triol.”

“Resolution requesting the estimates for the year 1867.”

“Resolution to authorize the grading and paving of footways on certain streets in the Twenty-second Ward.”

“Resolution to authorize the paving of Hope street.”

“Resolution to release certain property of Francis Nibert from the lien of a certain judgment.”

Mr. Marcer

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, November 1, 1866.

Council met—Members present:

Messrs. Allen,

Allison,

Armstrong,

Bardsley,

Billington,

Calhoun,

Colehower,

Creswell,

Derbyshire,

Dillon,

Eager,

Earnest,

Evans,

Fox,

Franciscus,

Gill,

Hallowell,

Hancock,

Harper,

Harrison,

Hetzell,

Messrs. Hill,

Krupp.

Marcer,

Martin,

Miller,

Mullin,

Nickels,

Oram,

Palmer,

Ray,

Schafer,

Shane,

Simpson,

Stanton,

Stockham,

Stokes,

Taylor,

Vankirk,

Willits,

Wolbert,

Stokley, *Pres't.*

The President

Presented the report of the Superintendent of the City Railroad for nine months from January 1, 1866. (*Appendix No. 121.*)

Which was read and laid on the table.

Also,

Communication from the Inspectors of the County Prison, asking for an additional appropriation of \$12,500.

Which was referred to the Committee on Finance.

Mr. Martin,

Petition of Messrs. Merke and Lihvenewald asking that compensation may be made them for damages done to their property, No. 816 Walnut street, by a mob on the evening of 5th of October, 1866.

Which was referred to the Committee on Claims.

Mr. Harper,

Petition of Permit Clerks of the Water Department, asking for an increase of their salaries to the amount of thirty per cent.

Which was referred to the Committee on Water Works.

Mr. Oram,

Petition of Stewart, Peterson & Co., asking that water-pipe may be laid on Noble street from Thirteenth street to their office.

Which was referred to the Committee on Water Works.

Mr. Mullin (on leave)

Offered the following, to wit: "Resolution to grade Mascher street from Girard avenue to Thompson street, in the Seventeenth Ward, and to pay Edward Welsh for the same."

Which was referred to the Committee on Highways.

Mr. Derbyshire,

Petition of citizens of the northern section of the City, asking that a Market House may be erected on Girard

avenue, between Seventh and Franklin streets, in the Twentieth Ward.

Which was referred to the Committee on Markets.

Mr. Marcer,

Communication from Wm. C. Johnston, submitting the names of his sureties as supervisor of the Twenty-second Ward.

Which was referred to the Committee on Finance.

Also,

Communication from Wm. A. Thorp, asking that a certain property of Joshua Thorp may be released from the judgment entered on his official bond.

Which was referred to the Committee on Finance.

Also,

Communication from Richard Peltz, Receiver of Taxes elect, submitting the names of his sureties.

Which was referred to the Committee on Finance.

Mr. Hill,

Petition of owners of property on Armat street, Twenty-second Ward, asking that the grades on said street may be revised.

Which was referred to the Committee on Highways.

Also,

Remonstrance of property owners on Queen street, in the Twenty-second Ward, against the laying of water-pipe on said street.

Which was referred to the Committee on Water Works.

Mr. Allen,

Petition of occupants of Birney place, or Kingsessing

avenue, in the Twenty-seventh Ward, asking that a public lamp may be placed opposite the Park House, No. 4215 Birney Place.

Which was referred to the Committee on Police.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a resolution annexed, entitled "Resolution approving the sureties of William J. P. White, Register of Water Rents." (*Appendix No. 122.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Department of Surveys, for the year 1867." (*Appendix No. 123.*)

Mr. Marcer

Moved that the further consideration of the bill be postponed, and that it be printed and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to enter satisfaction on the official bond of William J. P. White, Register of Water Rents." (*Appendix No. 124.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to discharge the Com-

mittee on Finance from the further consideration of petition of Samuel Sweeny." (*Appendix No. 125.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to pay certain claims." (*Appendix No. 126.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also, (on leave,)

Offered the following, to wit: "Resolution to release a certain property of Henry Schell from the lien of a certain judgment."

Which was referred to the Committee on Finance.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to authorize the grading of Courtland street and Juniata avenue." (*Appendix No. 127.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize the paving of Sixteenth, Twenty-second, Caven, and Beach streets." (*Appendix No. 128.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Taylor,

Chairman of the Committee on Markets, presented a report with a bill annexed, entitled "An Ordinance supplementary to an Ordinance to make uniform rules and regulations for the public markets," approved December 12th, 1865. (*Appendix No. 129.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read and agreed to.

The second section was again read.

Mr. Dillon

Moved to lay the section on the table.

Which was agreed to.

Mr. Krupp

Moved to reconsider the vote by which the first section was agreed to.

Which was agreed to.

The question recurring on agreeing to the first section,

Mr. Nickels

Moved to amend by adding at the end of the section the following, to wit: "*Provided*, that not more than two stalls in each market shall be used for cooking purposes."

Which was not agreed to.

The first section was agreed to.

Mr. Fox

Moved to reconsider the vote by which the second section was laid on the table.

Which was agreed to.

The question being to lay the second section on the table,

It was not agreed to.

The question recurring on agreeing to the second section,

It was agreed to.

The title was agreed to.

Mr. Taylor

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to authorize the erection of an additional market house on Girard avenue for the use of farmers." (*Appendix No. 130.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

Mr. Fox

Moved to amend the section by striking out "Franklin," and insert "Eighth;" and striking out the words "an additional market house," and inserting the words "additional market houses."

Mr. Hancock

Moved that the further consideration of the bill be indefinitely postponed.

On agreeing to the motion, the yeas and nays were required by Mr. Dillon, seconded by Mr. Hetzel, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Creswell, Dillon, Franciscus, Hetzell, Nickels, Palmer, Ray, Schafer, Simpson, and Stockham—14.

NAYS—Messrs. Billington, Calhoun, Colehower, Derbyshire, Earnest, Evans, Fox, Gill, Hallowell, Harrison, Hill, Krupp, Marcer, Miller, Oram, Shane, Stanton, Stokes, Van-kirk, Willits, and Wolbert—21.

Which was not agreed to.

The question recurring on agreeing to the amendment of Mr. Fox,

Mr. Dillon

Moved to lay the amendment on the table.

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Allen, Allison, Bardsley, Creswell, Dillon, Hetzell, Nickels, Palmer, Schafer, Simpson, and Stockham—11.

NAYS—Messrs. Billington, Calhoun, Colehower, Derbyshire, Earnest, Fox, Gill, Hallowell, Harrison, Hill, Krupp, Marcer, Miller, Oram, Ray, Shane, Stanton, Stokes, Willits, and Wolbert—20.

Which was not agreed to.

The question recurring on agreeing to the amendment,

It was agreed to.

The section as amended was again read and agreed to.

The second section was again read.

Mr. Evans

Moved to amend the section by striking out all after the word "that," and inserting the following, to wit: "Said work shall not be commenced until after January 1st, 1867; and that an amount sufficient to complete the work be made, in the annual appropriation to the Department of Markets, Wharves, and Landings for the year 1867; and also that the Commissioner of Markets, &c., be directed to advertise for proposals to do the work, and that the same be allotted to the lowest bidder."

Which was agreed to.

The second section as amended was agreed to.

The title was read.

Mr. Evans

Moved to amend the title by striking out the words "an additional market house," and inserting the words "additional market houses."

Which was agreed to.

The title as amended was agreed to.

Mr. Evans

Moved that the rules be suspended in this case and the bill read a third time by its title.

On agreeing to the motion, the yeas and nays were required by Mr. Dillon, seconded by Mr. Hetzell, and were as follow:

YEAS—Messrs. Armstrong, Billington, Calhoun, Derbyshire, Earnest, Evans, Fox, Gill, Hallowell, Harper, Harrison, Hill, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Shane, Stanton, Stockham, Stokes, Willits, and Wolbert—25.

NAYS—Messrs. Allen, Allison, Creswell, Dillon, Francisus, Hetzell, Nickels, Palmer, and Simpson—9.

Which was agreed to.

The bill was read a third time and passed.

Select Council informed Common Council that they had received a report from the Committee on Schools, with a bill annexed, entitled "Resolution to authorize a certain transfer in the annual appropriation to the Controllers of the Public Schools for 1866," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the same Committee, with a bill annexed, entitled "An Ordinance to approve a certain contract for the erection of a school edifice at Mechanicsville," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Reception of State Flags, with a bill annexed, entitled "An Ordinance supplementary to an Ordinance entitled an Ordinance to make an appropriation to defray expenses incurred for the reception of State flags," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Health, with a resolution annexed, entitled "Resolution to authorize certain transfers in the appropriation to the Board of Health," which they had passed and in which they asked concurrence.

Also,

That they had concurred in the following, to wit:

"An Ordinance to make an appropriation to pay certain claims."

"An Ordinance to make an appropriation for the payment of the laborers and carters of Messrs. Hill & Smith, contractors for cleansing the streets of the city."

"Resolution to authorize the paving of Sixteenth, Twenty-second, Caven, and Beach streets."

“Resolution to authorize the grading of Courtland street and Juniata avenue.”

“Resolution to discharge the Committee on Finance from the further consideration of the petition of Samuel Sweeny.”

“Resolution approving the sureties of William J. P. White, Register of Water Rents.”

“Resolution to enter satisfaction on the official bond of W. J. P. White, Register of Water Rents.”

Mr. Nickels,

Chairman of the Committee on Trusts and Fire, presented a report with a resolution annexed, entitled “Resolution relative to the withdrawal of the Fame Hose Company from active service.” (*Appendix No. 131.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Martin

Read in a place a bill entitled “A further supplement to an Ordinance entitled an Ordinance to reorganize the Police Department of the City of Philadelphia,” approved November 15, 1855.

Which was referred to the Committee on Police.

Mr. Dillon (on leave)

Presented communication from E. J. Kenny, asking that a certain property be released from judgment entered on official bond of Joseph R. Lyndall.

Which was referred to the Committee on Finance.

Mr. Harper

Offered the following, to wit: “Resolution to pay constables for serving certificates of election.”

Which was referred to the Committee on Finance.

Council then proceeded to the second reading of the resolution from Select Council entitled "Resolution to authorize certain transfers in the appropriation to the Board of Health."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council entitled "Resolution to authorize a certain transfer in the annual appropriation to the Controllers of Public Schools for 1866."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council entitled "An Ordinance to approve a certain contract for the erection of a school edifice in Mechanicsville."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Willits

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council entitled "An Ordinance supplementary to an Or-

finance entitled 'An Ordinance to make an appropriation to defray expenses incurred for the reception of State flags.' "

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Wolbert

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Mr. Stanton

Moved to resume the second reading of the resolution from Select Council entitled "Resolution directing the City Commissioners and City Controller to sign a certain warrant."

Which was agreed to.

The resolution was again read.

On agreeing to the resolution, the yeas and nays were required by Mr. Dillon, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Bardsley, Calhoun, Derbyshire, Dillon, Franciscus, Gill, Hallowell, Hetzell, Hill, Mullin, Nickels, Palmer, Shane, Simpson, Stanton, Stockham, Wolbert, and Stokley, *Pres't*—19.

NAYS—Messrs. Allison, Armstrong, Billington, Earnest, Fox, Harper, Harrison, Krupp, Marcer, Martin, Miller, Oram, Ray, Stokes, and Willits—15.

Which was agreed to.

The title was agreed to.

So Common Council concurred.

Mr. Marcer

Read in place a bill entitled "An Ordinance to make an appropriation to pay Samuel Sweeny, Assessor of Second Ward, for extra services." (*Appendix No. 132.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

On agreeing to the section, the yeas and nays were required by Mr. Fox, seconded by Mr. Stanton, and were as follow :

YEAS—Messrs. Allen, Bardsley, Derbyshire, Dillon, Earnest, Evans, Gill, Hetzell, Marcer, Martin, Nickels, Palmer, Schafer, Shane, Simpson, Stanton, Stockham, Stokes, and Stokley, *Pres't*—19.

NAYS—Messrs. Allison, Billington, Fox, Franciscus, Harper, Krupp, Miller, Oram, Ray, and Willits—10.

Which was agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Stanton

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, November 8th, 1866.

Council met—Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Colehower,
Creswell,
Derbyshire,
Earnest,
Evans,
Fox,
Griffiths,
Hallowell,
Hancock,
Harper,
Harrison,
Hetzell,
Kater,

Messrs. Little,
Mactague,
Marcer,
Martin,
Miller,
Mullin,
Nickels,
Oram,
Palmer,
Ray,
Shane,
Simpson,
Stanton,
Stokes,
Taylor,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

The President

Presented a communication from the Commissioner of City Property, in answer to a "Resolution of instruction to the Commissioner of City Property, relative to the amount of rentals received from hall, Frankford road and York street, and Spring Garden Hall, per annum." (*Appendix No. 133.*)

Which was read and laid on the table.

Also,

Communication from the Board of Revision, submitting the estimates for the expenses of the Board of Revision for the year 1867.

Which was referred to the Committee on Finance.

Mr. Martin,

Petition of citizens of the Eighth Ward, asking that an inlet may be constructed at Eighth and Walnut streets, in said Ward.

Which was referred to the Committee on Surveys.

Mr. Creswell,

Petition of President of the Woodlands Cemetery, asking that their ground may be properly drained.

Which was referred to the Committee on Surveys.

Mr. Oram,

Petition of citizens of the Fourteenth Ward, asking that water-pipe may be laid on Buttonwood street, between Fifteenth and Sixteenth streets, in said Ward.

Which was referred to the Committee on Water Works.

Mr. Miller,

Petition of citizens on Montgomery avenue, asking that said avenue may be opened from Broad street to Eighteenth street, in the Twentieth Ward.

Which was referred to the Committee on Highways.

Also,

Petition of property owners on Judson street, in the Fifteenth Ward, from Parrish to Brown street, asking that the same may be paved, in said Ward.

Which was referred to the Committee on Highways.

Also,

Petition to grade said street.

Which was referred to the Committee on Highways.

Also,

Petition to lay water-pipe on said street.

Which was referred to the Committee on Water Works.

Also,

Communication from the Chief Commissioner of Highways, asking for an extra appropriation of three thousand dollars to complete footways on Gray's Ferry Bridge.

Which was read and laid on the table.

Mr. Evans,

Petition of citizens of the Third Division of the Fifteenth Ward, asking that said division may be divided.

Which was referred to the Committee on Law.

Mr. Willits,

Remonstrance of property owners on Unity street, from Frankford avenue to Leiper street, Twenty-third Ward, against the laying of water-pipe on said street.

Which was referred to the Committee on Water Works.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a resolution annexed, entitled "Resolution approving the sureties of Richard Peltz, Receiver of Taxes elect." (*Appendix No. 134.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to release a certain property of Henry Schell from the lien of a certain judgment." (*Appendix No. 135.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution approving the sureties of William C. Johnson, Supervisor of the Twenty-second Ward." (*Appendix No. 136.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also, (on leave,)

Offered the following, to wit: "Resolution to amend the resolution approved November 2, 1866, entitled a 'Resolution to enter satisfaction on the official bond of William J. P. White, Register of Water Rents.'" (*Appendix No. 137.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the Committee on Finance, a further report, with a resolution annexed, entitled "Resolution to release a certain property of Joshua Thorp from the lien of a certain judgment." (*Appendix No. 138.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation

to the Receiver of Taxes for the year 1867." (*Appendix No. 139.*)

Mr. Marcer

Moved to postpone the further consideration of the bill for the present, and that it be printed and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "A supplement to an Ordinance to make an appropriation to the Inspectors of the County Prison for the year 1866, approved February 2, 1866." (*Appendix No. 140.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also, (on leave,)

Presented the estimates of the Department of Markets, Wharves and Landings for the year 1867.

Which were referred to the Committee on Finance.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to

authorize the grading of Franklin street." (*Appendix No. 141.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize the grading and culverting of Apsley street." (*Appendix No. 142.*)

The resolution was again read.

Mr. Fox

Moved to amend by striking out the words "thirteen hundred dollars," and inserting the words "three hundred dollars," and inserting after the word "thereon," the words "and place the same in good travelable condition."

Which was agreed to.

The resolution as amended was agreed to.

The title was agreed to.

Also, (on leave,)

Read in place a bill entitled "An Ordinance to make an appropriation to the Department of Highways, to erect a footway on the north side of Gray's Ferry Bridge." (*Appendix No. 143.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was agreed to.

The title was agreed to.

Mr. Hancock

Moved that the further consideration of the bill be postponed for the present.

Which was not agreed to.

Mr. Miller

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Billington,

Chairman of the Committee on Police, presented a report with a bill annexed, entitled "An Ordinance to grant permission to the Calvary Methodist Episcopal Church to erect wooden buildings adjoining their church edifice." (*Appendix No. 144.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Hetzell

Moved to postpone the further consideration of the bill for the present.

Which was not agreed to.

The first and only section was agreed to.

The title was agreed to.

Mr. Billington

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also, (on leave,)

From the Committee on Police of Common Council, to whom was referred the resolution from Select Council entitled "Resolution to discharge a Special Committee," re-

ported the same back and asked its passage. (*Appendix No. 145.*)

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

From the Committee on Police, a further report with a bill annexed, entitled "A further supplement to an Ordinance entitled an Ordinance to reorganize the Police Department of the City of Philadelphia," approved November 15, 1865. (*Appendix No. 146.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Hancock

Moved to postpone the further consideration of the bill for the present.

Which was not agreed to.

The question recurring on agreeing to the first and only section,

Mr. Martin

Moved to strike out "one hundred," and insert "one hundred and fifty."

Which was not agreed to.

The question recurring on agreeing to the section,

It was agreed to.

The title was agreed to.

Mr. Billington

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Colehower (on leave)

Presented a petition of citizens of the Twenty-fifth Ward, asking that Williamson street, from Melvale street to the river Delaware, may be repaved.

Which was referred to the Committee on Highways.

Mr. Taylor, (on leave,)

Petition of owners of property and residents of Lehman street, in the Twenty-second Ward, asking that a gas lamp may be placed on said street.

Which was referred to the Committee on Police.

Mr. Marcer (on leave)

Offered the following, to wit: "Resolution of instruction to the Committee on Law."

Which was referred to the Committee on Law.

Mr. Billington

Read in place a bill entitled "An Ordinance to grant permission to S. A. Miller to erect wooden buildings at his new skating-park."

Which was referred to the Committee on Police.

Select Council informed Common Council that they had received a report from the Committee on City Property with a resolution annexed, entitled "Resolution of request to the Mayor relative to the old William Penn Mansion," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Water with a resolution annexed, entitled "Resolution to lay water-pipe on Noble street, in the Fifteenth Ward," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Railroads with a resolution annexed, entitled "Resolution to discharge the Committee on Railroads from the further consideration of the petition of Robert Adams, Jr.," which they had passed and in which they asked concurrence.

Also,

That they had passed a resolution entitled "Resolution to authorize the City Controller to make a certain transfer in the appropriation to the Superintendent of City Railroads for the year 1866," in which they asked concurrence.

Also,

That they had passed a bill entitled "A Supplement to an Ordinance entitled an Ordinance to make an appropriation for the payment of the laborers and carters of Messrs. Hill and Smith, contractors for cleansing the streets of the city, recently passed by Councils and now in the hands of the Mayor," in which they asked concurrence.

Mr. Billington

Read in place a bill entitled "An Ordinance to change the boundaries of the First, Second, Seventh, Tenth and Eleventh Police Districts, to abolish the Seventeenth Police District, and to locate Station Houses therein." (*Appendix No. 147.*)

And moved that it be postponed for the present, printed, and placed on file.

Which was agreed to.

Also,

Read in place a bill entitled "An Ordinance to make an additional appropriation to pay for the expenses of repairing

the various Police Station Houses of the City of Philadelphia." (*Appendix No. 148.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Billington

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Billington, (on leave,)

Chairman of the Joint Special Committee on House of Correction, presented a report with a resolution annexed, entitled "Resolution relative to the Joint Special Committee on House of Correction." (*Appendix No. 149.*)

The first resolution was twice read and agreed to.

The second resolution was again read.

Mr. Harper

Moved to refer the resolution to the Committee on Finance.

Mr. Hetzell

Moved to amend by adding, "and that they be instructed to report this day two weeks."

Which was not agreed to.

Mr. Hetzell

Moved to amend that they be instructed to report in four weeks.

Which was not agreed to.

The question being to refer the resolution to the Committee on Finance,

It was agreed to.

Mr. Evans

Offered the following, to wit: "Resolution of request to the Board of Revision." (*Appendix No. 150.*)

The resolution was twice read and agreed to.

The title was agreed to.

Council then resumed the second reading of the resolution, entitled "Resolution relative to Cadbury avenue."

The resolution was twice read and agreed to.

The title was agreed to.

Council then proceeded to the second reading of the resolution from Select Council, entitled "Resolution to discharge the Committee on Railroads from the further consideration of petition of Robert Adams, Jr."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to lay water pipe on Noble street, in the Fifteenth Ward."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize the City

Controller to make a certain transfer in the appropriation to the Superintendent of City Railroads for 1866."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "A Supplement to an Ordinance entitled 'An Ordinance to make an appropriation for the payment of the laborers and carters of Messrs. Hill & Smith, contractors for cleansing the streets of the City, recently passed by Councils, and now in the hands of the Mayor.'"

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Martin

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of request to the Mayor relative to the old William Penn Mansion."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Select Council informed Common Council that they had concurred in the following, to wit:

"An Ordinance to make an additional appropriation to

pay for the expenses of repairing various Police Station Houses of the City of Philadelphia."

"An Ordinance to make an appropriation to pay Samuel Sweeny, assessor of the Second Ward, for extra services."

"Resolution approving the sureties of Richard Peltz, Receiver of Taxes elect."

"Resolution relative to Cadbury avenue."

Mr. Hetzell

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, November 15, 1866.

Council met—Members present:

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Colehower,
Creswell,
Derbyshire,
Dillon,
Eager,
Earnest,
Evans,
Fox,
Franciscus,
Gill,
Griffiths,
Hancock,
Harper,
Harrison,

Messrs. Hetzell,
Kater,
Krupp,
Little,
Mactague,
Marcer,
Miller,
Mullin,
Nickels,
Palmer,
Ray,
Shane,
Simpson,
Stanton,
Stockham,
Stokes,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

The President

Presented a communication from the City Commissioners, submitting the estimates of the expenses of the Department of City Commissioners for 1867.

Which was referred to the Committee on Finance.

Also,

Presented the thirteenth annual report of the Northern Home for Friendless Children.

Which was read and laid on the table.

Also,

Communication from Henry Bumm, City Treasurer, asking for an extra appropriation of two thousand dollars, to pay for extra clerk hire in his department for 1866.

Which was referred to the Committee on Finance.

Mr. Stockham,

Petition of citizens in the Nineteenth Ward, asking that a gas lamp may be located at the corner of Amber and Sergeant streets, in said ward.

Which was referred to the Committee on Police.

Mr. Marcer,

Communication from Captain Charles Conner, submitting the names of his sureties as City Commissioner elect.

Which was referred to the Committee on Finance.

Also,

Petition of the citizens of the Twentieth Ward, asking that gas lamps may be located on Columbia avenue, between Tenth and Eleventh streets, in said ward.

Which was referred to the Committee on Police.

Also, (on leave),

Read in place a bill entitled "An Ordinance to make an appropriation to the Superintendent of the City Railroads for the expenses of the year 1867."

Which was referred to the Committee on Finance.

The following message was received from the Mayor:

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *November 15th, 1866.*

To the President and Members of the
Common Council of the City of Philadelphia :

GENTLEMEN :—I have approved and signed the following Ordinances and Joint-Resolutions, to wit:

October 29, 1866.—Resolution of request to the Board of Health.

October 29, 1866.—Resolution to approve the sureties of Thomas M. Triol.

October 29, 1866.—Resolution to enter satisfaction on the official bond of Thomas M. Triol.

October 29, 1866.—Resolution to authorize the paving of Hope street.

October 29, 1866.—An Ordinance to prevent the depositing of manure on the wharves in the City of Philadelphia.

October 29, 1866.—Resolution to release certain property of Francis Nibert from the lien of a certain judgment.

October 29, 1866.—Resolution to authorize the grading and paving of footways on certain streets in the Twenty-second Ward.

November 2, 1866.—Resolution to enter satisfaction on the official bond of W. J. P. White, Register of Water Rents.

November 2, 1866.—An Ordinance to make an appropriation to pay certain claims.

November 2, 1866.—An Ordinance to approve a certain contract for the erection of a school edifice at Mechanicsville.

November 2, 1866.—Resolution to authorize a certain

transfer in the annual appropriation to the Controllers of Public Schools for 1866.

November 2, 1866.—Resolution to authorize the paving of Sixteenth, Twenty-second, Carver, and Beach streets.

November 2, 1866.—Resolution to authorize the grading of Courtland street and Juniata avenue.

November 9, 1866.—An Ordinance to make an appropriation for the payment of the laborers and carters of Messrs. Hill and Smith, contractors for cleansing the streets of the city.

November 9, 1866.—An Ordinance to make an additional appropriation to pay for the expenses of repairing various Police Station Houses of the City of Philadelphia.

November 9, 1866.—Resolution approving the sureties of Richard Peltz, Receiver of Taxes elect.

November 9, 1866.—Resolution relative to Cadbury avenue.

November 9, 1866.—An Ordinance to make an appropriation to pay Samuel Sweeny, Assessor of the Second Ward, for extra services.

Very respectfully,

MORTON McMICHAEL,

Mayor of Philadelphia.

Mr. Miller, (on leave,)

Presented a petition of the owners of property on Sixteenth street, between Master street and Columbia avenue, in the Twentieth Ward, asking that the same may be graded, and water-pipe laid therein.

Which was referred to the Committee on Highways.

Mr. Stanton, (on leave,)

Petition of six thousand two hundred tax-payers of the

City of Philadelphia, asking that the salaries of the Police Officers may be increased.

Which was referred to the Committee on Police.

Also,

Petition of the Police Department asking that the salaries of the Police Officers may be increased.

Which was referred to the Committee on Police.

Mr. Marcer,

Chairman of the Committee of Finance, presented a report with a bill annexed, entitled "An Ordinance to make an appropriation to the Department for Supplying the City with Water for the year 1867." (*Appendix No. 151.*)

And moved that the further consideration of the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Board of Revision for the expenses for the year 1867." (*Appendix No. 152.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Bardsley

Moved that the further consideration of the same be postponed for the present, printed and placed on file.

Which was agreed to.

Also,

From the same committee, to whom was referred the resolution relative to the Joint Special Committee on House

of Correction, presented a report recommending that an appropriation of \$100,000 be included in the annual appropriation to one of the Departments for the purpose of building a House of Correction, and that the resolutions be recommitted to the Joint Special Committee on House of Correction. (*Appendix No. 153.*)

Mr. Marcer

Moved that the report be adopted.

Which was agreed to.

Mr. Miller

Chairman of the Committee on Highways, presented a report, with a bill annexed, entitled "An ordinance to make an appropriation to the Department of Highways, Bridges, Sewers, &c., for the year 1867."

And moved that it be referred to the Committee on Finance.

Which was agreed to.

Also,

From the same committee, a further report, with Resolution annexed, entitled "Resolution to authorize the paving of Judson and Martin streets." (*Appendix No. 154.*)

The resolution was again read.

Mr. Fox

Moved to amend by adding the following, to wit: "Provided the work be done before the fifteenth day of December, 1866."

Which was agreed to.

The resolution, as amended, was agreed to.

The title was agreed to.

Also,

From the same committee, a further report, with a resolution annexed, entitled "Resolution to authorize the grading of Judson street." (*Appendix No. 155.*)

The resolution was again read.

Mr. Fox

Moved to amend by adding the following, to wit: "Provided the work shall be done before the first day of December, 1866."

Which was agreed to.

The resolution, as amended, was agreed to.

The title was agreed to.

Mr. Evans

Read in place a bill, entitled "An ordinance creating a Board of Fire Commissioners."

And

Moved to refer the bill to a Joint Special Committee of five from each chamber.

Mr. Palmer

Moved to amend the motion by striking out the words "Joint Special Committee of five from each chamber," and inserting the "Committee on Trusts and Fire."

On agreeing to the motion, the yeas and nays were required by Mr. Wolbert, seconded by Mr. Palmer, and were as follow:

YEAS—Messrs. Bardsley, Calhoun, Colehower, Creswell, Derbyshire, Dillon, Hancock, Hetzell, Kater, Mactague, Nickels, Palmer, Shane, Simpson, Stanton, Stockham, Stokes, Wolbert—18.

NAYS—Messrs. Allen, Allison, Armstrong, Billington,

Eager, Earnest, Evans, Fox, Franciscus, Gill, Harper, Harrison, Krupp, Little, Marcer, Ray and Stokley, *Pres't*—17.

Which was agreed to.

Mr. Creswell

Moved to reconsider the vote referring the bill to the Committee on Trusts and Fire.

Which was agreed to.

The question recurring on agreeing to the amendment to strike out the words "Joint Special Committee of five from each chamber," and insert the "Committee on Trusts and Fire."

The yeas and nays were required by Mr. Dillon, seconded by Mr. Palmer, and were as follow :

YEAS—Messrs. Bardsley, Calhoun, Colehower, Derbyshire, Dillon, Hancock, Hetzel, Kater, Little, Mactague, Nickels, Palmer, Shane, and Stockham—14.

NAYS—Messrs. Allen, Allison, Armstrong, Billington, Creswell, Earnest, Evans, Fox, Franciscus, Gill, Harper, Harrison, Krupp, Marcer, Miller, Ray, Simpson, Stanton, Stokes, Vankirk, Willits, and Stokley, *Pres't*—22.

Which was not agreed to.

The question recurring on agreeing to the motion to refer to a joint special committee of five from each chamber.

It was agreed to.

The President

Appointed Messrs. Evans, Harper, Bardsley, Willits, and Gill, the Committee on the part of Common Council.

Mr. Hancock

Read in place a bill, entitled "An Ordinance to prohibit obstructions to Public Lamps."

Which was referred to the Committee on Police.

Mr. Harper

Offered the following, to wit: "Resolution directing the appointment of a Joint Committee to confer with the Board of Revision." (*Appendix No. 156.*)

The resolution was twice read and agreed to.

The title was agreed to.

The President

Appointed Messrs. Harper, Franciseus, and Fox the Committee on the part of Common Council.

Mr. Hetzell

Offered the following, to wit: "Resolution of Instruction to the Committee on Law."

The resolution was again read.

Mr. Marcer

Moved to refer the resolution to the Committee on Law.

Which was agreed to.

Mr. Hancock

Offered the following, to wit: "Resolution to grant permission to Robert Adams, Jr., to construct a turn-out." (*Appendix No. 157.*)

The resolution was again read.

Mr. Hetzell

Moved that the further consideration of the resolution be indefinitely postponed.

Which was agreed to.

Select Council informed Common Council that they had received a report from the Committee on Schools with a bill annexed, entitled "Resolution to make a certain transfer in the appropriation to the Board of Controllers of

Public Schools," which they had passed and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of Instruction to the Committee on Port Wardens," in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools with a bill annexed, entitled "An Ordinance to authorize the purchase of a lot of ground in the Tenth School Section," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a resolution annexed, entitled "Resolution to authorize the Commissioners of City Property to draw certain Warrants," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Water Works with a resolution annexed, entitled "Resolution to authorize the Chief Engineer of the Water Department to construct an additional reservoir in the Twenty-fourth Ward," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Law with a bill annexed, entitled "An Ordinance authorizing the acceptance of a certain piece of ground for public purposes," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a bill annexed, entitled "An Ordinance to rearrange

and fix the boundary lines of the Election Divisions and places of holding elections in the Fifteenth Ward, and to increase the number of Election Divisions in said Ward," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Prisons with a resolution annexed, entitled "Resolution to authorize the City Controller to make a certain transfer in the annual appropriation to the Inspectors of the County Prison," which they had passed and in which they asked concurrence.

Also,

That they had concurred in the bill, entitled "An Ordinance Supplementary to 'An Ordinance to make uniform rules and regulations for the Public Markets,'" approved twelfth day of December, 1865, with the following amendments, viz.: amend the first section by striking out the words "occupying or using" after the word "persons," in the third line, and inserting in place thereof the words "shall occupy or use."

Also,

That they had passed a bill, entitled "An Ordinance to authorize a certain transfer in the annual appropriation to the Department of City Property, and to amend a certain item thereof," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of Instruction to the Commissioner of City Property and Chief Engineer of the Water Department," in which they asked concurrence.

Mr. Palmer

Offered the following, to-wit: "Resolution discharging Committee on Trusts and Fire from the consideration of a certain subject." (*Appendix No. 158.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Dillon

Offered the following, to-wit: "Resolution of instruction to the Chief Commissioner of the Highways." (*Appendix No. 159.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Bardsley

Offered the following, to-wit: "Resolution of instruction to the Special Committee on Reorganization of the Fire Department."

Which was referred to the Joint Special Committee of Five from each Chamber, on the same subject.

Council then proceeded to the second reading of the bill entitled "An Ordinance for the construction of a Bridge across the River Schuylkill, at South street."

The first section was again read.

Mr. Miller

Moved that the further consideration of the bill be postponed and made the special order for Thursday next, at 5 o'clock.

Which was agreed to.

Council then proceeded to the second reading of the bill from Select Committee, entitled "An Ordinance to authorize the purchase of a lot of ground in the Tenth School Section.

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

Mr. Franciscus

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to rearrange and fix the boundary lines of the Election Divisions and places of holding elections in the Fifteenth Ward, and to increase the number of Election Divisions in said Ward."

The first section was again read and agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The fourth section was again read and agreed to.

The fifth section was again read and agreed to.

The title was agreed to.

Mr. Evans

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize the Commissioner of City Property to draw certain warrants."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council entitled "Resolution to authorize the Chief

Engineer of the Water Department to construct an additional Reservoir in the Twenty-fourth Ward."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council entitled "Resolution of instruction to the Committee on Port Wardens."

The resolution was twice read and agreed to.

The preamble was agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to make certain transfers in the appropriation to the Board of Controllers of Public Schools."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize the City Controller to make a certain transfer in the annual appropriation to the Inspectors of the County Prison."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the consideration of Select Council's amendments to the bill entitled "An Ordinance supplementary to an Ordinance to make uniform rules and regulations for the public markets, approved the twelfth day of December, 1865."

Mr. Simpson

Moved that Common Council concur in Select Council's amendments

On agreeing to the motion, the yeas and nays were required by Mr. Krupp, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Allen, Allison, Bardsley, Billington, Derbyshire, Fox, Franciscus, Gill, Hancock, Harper, Harrison, Little, Marcer, Miller, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Vankirk, Willits, and Stokely, *Pres't*—24.

NAYS—Messrs. Armstrong, Dillon, Evans, Hetzell, Krupp, and Nickels—6.

Which was agreed to.

So Common Council concurred in Select Council's amendments.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of instruction to the Commissioner of City Property and Chief Engineer of the Water Department."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Select Council informed Common Council that they had concurred in the following, to wit :

An Ordinance to make an appropriation to the Department of Highways to erect a footway on the north side of Gray's Ferry Bridge.

An Ordinance to grant permission to Calvary Methodist Episcopal Church to erect a wooden building adjoining their church edifice.

A supplement to an Ordinance to make an appropriation to the Inspectors of the County Prison for the year 1866, approved February 2, 1866.

Also, in the reference of the bill entitled "An Ordinance creating a Board of Fire Commissioners," and had appointed Messrs. Smith, Freeman, Hodgdon, Marcus, and Campbell, the Committee on the part of Select Council.

Resolution Discharging the Committee on Trusts and Fire from the consideration of a certain subject.

Resolution to authorize the grading of Judson street.

Resolution to authorize the paving of Judson and Martin streets.

Resolution relative to the withdrawal of the Fame Hose Company from active service.

Resolution approving the sureties of William C. Johnston, Supervisor of the Twenty-second Ward.

Resolution of request to the Board of Revision.

Resolution to authorize the grading of Franklin street.

Resolution to authorize the grading and culverting of Apsley street.

Resolution to amend the resolution approved November 2, 1866, entitled "A Resolution to enter satisfaction on the official bond of Wm. J. P. White, Register of Water Rents."

Resolution to release a certain property of Henry Schell from the lien of a certain judgment.

Resolution to release a certain property of Joshua Thorp from the lien of a certain judgment.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance authorizing the acceptance of a certain piece of ground for public purposes."

The first section was again read.

Mr. Hetzel

Moved that the further consideration of the bill be indefinitely postponed.

While the motion was pending the hour of seven o'clock arrived, and the President declared Council adjourned until Thursday afternoon next at three o'clock, under the rules.

Thursday, November 22, 1866.

Council met—Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Barnes,
Billington,
Calhoun,
Derbyshire,
Dillon,
Eager,
Earnest,
Evans,
Fox,
Franciscus,
Griffiths,
Hancock,
Harper,
Harrison,
Hetzell,

Messrs. Hill,
Kater,
Krupp.
Little,
Marcer,
Miller,
Nickels,
Oram,
Palmer,
Ray,
Shane,
Simpson,
Stanton,
Stockham,
Stokes,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

The President

Presented a communication from the City Commissioners, asking for an additional appropriation for the year 1867.

Which was referred to the Committee on Finance.

Also,

Communication from the Guardians of the Poor, submitting a resolution requesting Councils to appropriate for

the use of the Guardians the income of the several trust funds authorized by law to be distributed by the Guardians of the Poor.

Which was referred to the Committee on Finance.

Also,

Communication from John Price Wetherill, Esq., chairman of a meeting of property holders on the Schuylkill front of the city, asking Councils to delay action on the bill to build a bridge over the Schuylkill river at South street, until the property owners could be heard.

Which was read and laid on the table.

Also,

Communication from John Welsh, Esq., Chairman of the Commissioners to erect a bridge at South street, Schuylkill, relative to said bridge.

Which was read and laid on the table.

Also,

Communication from J. H. Pugh, Esq., Commissioner of Markets, calling the attention of Councils to the bad and leaky condition of the roofs of the south Second street market houses.

Which was referred to the Committee on Markets.

Mr. Harper,

Petition of Edward T. Hilferty, Assessor of the Second Ward, asking for the payment of the balance of salary due to him as assessor.

Which was read and referred to the Committee on Finance.

Mr. Stanton, (on leave,)

Offered the following, to wit:

RESOLUTION

To meet in Joint Convention.

Resolved by the Common Council of the City of Philadelphia,
That Select Council be invited to meet Common Council in

Joint Convention, on Wednesday afternoon next, the 28th inst., at half-past four o'clock, to elect three Directors of the Pennsylvania Railroad Company, and three Directors of the Northwestern Railroad Company.

The resolution was twice read and agreed to.

The title was agreed to.

Also, (on leave,)

Offered the following, to wit:

RESOLUTION

Relative to the next Meeting of Councils.

WHEREAS, Thursday, November 29th, has been set apart by the Governor of the Commonwealth as a day of public thanksgiving and prayer, Therefore be it

Resolved by the Select and Common Councils of the City of Philadelphia, That the stated meeting of Thursday, November 29, 1866, be and the same is hereby dispensed with; and that Councils will meet on Wednesday, November 28, 1866, at 3 o'clock, P. M., instead thereof.

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Evans,

Petition of citizens of the Fifteenth Ward, asking that a gas lamp may be located on Spring Garden street, between Eighteenth and Nineteenth streets.

Which was referred to the Committee on Police.

Mr. Stockham,

Petition of citizens and owners of property in the Eighteenth Ward, asking that a gutter at the junction of Wildey and Shackamaxon streets in said Ward, may be altered.

Which was referred to the Committee on Highways.

Mr. Shane,

Petition of citizens and owners of property in the Nineteenth Ward, asking that gas lamps may be located on Cumberland street, between Second and Mascher streets.

Which was referred to the Committee on Police.

Mr. Hill,

Petition of citizens of the Twenty-second Ward, asking that the Fifth Division of said Ward may be divided.

Which was referred to the Committee on Law.

Mr. Armstrong,

Petition of property owners and residents of the Twenty-sixth Ward, asking that Seventeenth street, from Washington avenue to Ellsworth street, in said Ward, may be graded and paved.

Which was referred to the Committee on Highways.

Mr. Stanton, (on leave,)

Communication from Samuel Tatem, asking that his lease of South street ferry may be renewed.

Which was referred to the Committee on Port Wardens.

Council then resumed the second reading of the bill from Select Council entitled "An Ordinance authorizing the acceptance of a certain piece of ground for public purposes," which was pending at the adjournment of Council.

The question being on the motion to indefinitely postpone the bill.

The yeas and nays were required by Mr. Dillon, seconded by Mr. Hancock, and were as follow :

YEAS—Messrs. Armstrong, Barnes, Billington, Calhoun, Derbyshire, Dillon, Eager, Earnest, Gill, Griffiths, Hancock, Harper, Harrison, Hetzell, Hill, Kater, Krupp, Little, Nickels, Oram, Palmer, Ray, Shane, Stokes, and Wolbert—25.

NAYS—Messrs. Allen, Allison, Bardsley, Evans, Fox, Franciseus, Marcer, Miller, Simpson, Stanton, Vankirk, and Stokley, *Pres't*—12.

Which was agreed to.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a bill annexed, entitled "An Ordinance to make an appropriation to the City Commissioners for the expenses of the year 1867." (*Appendix No. 160.*)

And moved that the same be postponed for the present, printed and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Superintendent of City Railroads for the year 1867." (*Appendix No. 161.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to release a certain property of E. J. Kenny from the lien of a certain judgment." (*Appendix No. 162.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation

to the City Treasurer to pay for temporary clerk hire." (*Appendix No. 163.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to authorize the grading of Sixteenth street, from Master street to Columbia avenue, in the Twentieth Ward." (*Appendix No. 164.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize the paving of Forty-first street, in the Twenty-seventh Ward." (*Appendix No. 165.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to authorize the comple-

tion of the grading of Morton street, in the Twenty-second Ward." (*Appendix No. 166.*)

The resolution was again read.

Mr. Harper

Moved that the further consideration of the resolution be indefinitely postponed.

Which was agreed to.

Select Council informed Common Council that they had received a report from the Committee on Water, with a bill annexed, entitled "An Ordinance to make an appropriation to the Department for Supplying the City with Water, for the purpose of paying a claim of damages sustained by Jacob Meell and George Graham," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the same Committee, with a resolution annexed, entitled "Resolution to lay water pipe on Ellsworth and other streets," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a resolution annexed, entitled "Resolution to make certain transfers in the appropriation to the Department for Supplying the City with Water," which they had passed and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of instruction to the Chief Engineer of the Department for Supplying the City with Water," in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools, with a bill annexed, entitled "An Ordinance to

authorize the purchase of certain lots in the Fourteenth and Sixteenth School Sections," which they had passed and in which they asked concurrence.

Also,

That they have received a report from the same Committee with a bill annexed, entitled "An Ordinance to authorize the purchase of a lot of ground on Morris street, in the First Ward," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on City Property with a bill annexed, entitled "An Ordinance to make an appropriation for the construction of heating and ventilating apparatus for new Court-House," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools, with a bill annexed, entitled "Resolution to approve a certain contract for the erection of school edifice at Hestonville," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the Committee on Law, with a resolution annexed, entitled "Resolution respecting the Guardians of the Poor," which they had passed and in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance to make an appropriation for the construction of an iron railing around the Court-House, and furnishing and fitting up the court-room and offices," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution to authorized the grading and culverting of Apsley street, in

the Twenty-second Ward," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution of request to the City Controller," in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools, with a bill annexed, entitled "Resolution to authorize certain transfers in the appropriation to the Board of Controllers of Public Schools for 1866," which they had passed and in which they asked concurrence.

Mr. Billington,

Chairman of the Committee on Police, presented a report with a bill annexed, entitled "An Ordinance to prohibit obstructions to public lamps." (*Appendix No. 167.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

Mr. Fox

Moved to recommit the bill to the Committee on Police.

Which was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance increasing the salaries of the Chief of Police, Lieutenants, Sergeants, and Policemen of the city of Philadelphia." (*Appendix No. 168.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Hetzell

Moved that the further consideration of the bill be indefinitely postponed.

The hour of five o'clock having arrived, the time fixed for the consideration of the bill entitled "An Ordinance for the construction of a bridge across the river Schuylkill, at South street,"

Mr. Hancock

Moved that the further consideration of the bill be postponed for the present.

Which was agreed to.

Council then resumed the second reading of the bill entitled "An Ordinance increasing the salaries of the Chief of Police, Lieutenants, Sergeants and Policemen of the city of Philadelphia."

The question being to indefinitely postpone the further consideration of the bill,

The yeas and nays were required by Mr. Gill, seconded by Mr. Armstrong, and were as follow:

YEAS—Messrs. Allison, Armstrong, Billington, Gill, Hetzell, Nickels and Willits—7.

NAYS—Messrs. Allen, Bardsley, Barnes, Calhoun, Derbyshire, Dillon, Eager, Earnest, Evans, Fox, Franciscus, Griffiths, Hancock, Harper, Harrison, Hill, Kater, Krupp, Little, Marcer, Miller, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Vankirk, Wolbert and Stokley, *Pres't*—32.

Which was not agreed to.

Mr. Evans

Moved to amend the section by inserting after the word "dollars," in the fourth line, the following, to wit: "That of the Fire Marshal shall be increased to seventeen hundred dollars, that of the High Constables to twelve hundred dol-

lars each, that of the Clerks to the Mayor fifteen hundred dollars each, that of the Messenger to the Mayor nine hundred and twelve dollars and fifty cents."

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Stanton, and were as follow :

YEAS—Messrs. Allen, Calhoun, Derbyshire, Evans, Gill, Harper, Hetzell, Krupp, Little, Nickels, Simpson, Stanton, Stokes, Wolbert and Stokley, *Pres't*—15.

NAYS—Messrs. Allison, Armstrong, Bardsley, Barnes, Billington, Dillon, Eager, Earnest, Fox, Griffiths, Hancock, Harrison, Hill, Kater, Marcer, Miller, Oram, Ray, Shane Stockham and Vankirk—21.

Which was not agreed to.

The question recurring on agreeing to the first and only section,

The yeas and nays were required by Mr. Gill, seconded by Mr. Wolbert, and were as follow :

YEAS—Messrs. Allen, Bardsley, Barnes, Calhoun, Derbyshire, Dillon, Eager, Earnest, Evans, Fox, Franciscus, Griffiths, Hancock, Harper, Harrison, Hill, Kater, Krupp, Little, Marcer, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Vankirk, Wolbert and Stokley, *Pres't*—31.

NAYS—Messrs. Allison, Armstrong, Billington, Gill, Hetzell, Miller, Nickels—7.

Which was agreed to.

The title was agreed to.

Mr. Evans

Moved that the rules be suspended in this case and the bill read a third time by its title.

On agreeing to the motion, the yeas and nays were required by Mr. Hetzell, seconded by Mr. Armstrong, and were as follow :

YEAS—Messrs. Allen, Allison, Bardsley, Barnes, Calhoun, Derbyshire, Dillon, Eager, Earnest, Evans, Fox, Franciscus, Griffiths, Hancock, Harper, Hill, Kater, Krupp, Little, Marcer, Nickels, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Vankirk, Wolbert and Stokley, *Pres't*—32.

NAYS—Messrs. Armstrong, Billington and Hetzell—3.

Which was agreed to.

The bill was read a third time and passed.

Council resumed the second reading of the bill, entitled "An Ordinance for the construction of a bridge across the river Schuylkill, at South street."

Mr. Evans

Moved that the bill be postponed until this day two weeks, at four o'clock, and that it be made the special order for that time.

Mr. Harper

Moved to amend by striking out "this day two weeks, at four o'clock," and inserting "Wednesday afternoon next, at four o'clock."

Which was agreed to.

The question recurring on the motion as amended,

It was agreed to.

Mr. Fox (on leave)

Presented a petition of property holders and citizens of the Nineteenth Ward, on Thompson street, east of Sixth street, in said ward, asking that water pipe may be laid in the same.

Which was referred to the Committee on Water Works.

Mr. Billington,

Chairman of the Committee on Police, presented a report with a bill annexed, entitled "An Ordinance to grant per-

mission to S. A. Miller to erect wooden buildings at his new skating park." (*Appendix No. 169.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Billington

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Little,

Chairman of the Committee on Surveys, presented a report with a bill annexed, entitled "An Ordinance to authorize the construction of certain sewers." (*Appendix No. 170.*)

And moved that the same be postponed for the present, printed and placed on file.

Which was agreed to.

Mr. Evans,

Chairman of the Special Committee to whom was referred the bill, entitled "An Ordinance appointing a Board of Fire Commissioners," presented a report, with a bill annexed, entitled "An Ordinance Supplementary to an Ordinance, entitled 'An Ordinance Supplementary to An Ordinance to reorganize the Fire Department of the City of Philadelphia,'" approved March 5, 1866. (*Appendix No. 171.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

Mr. Hetzell

Moved that the rule requiring Council to adjourn at seven o'clock be suspended.

Which was not agreed to.

Mr. Wolbert

Moved to postpone the further consideration of the bill until Wednesday afternoon next, and that it be made the special order for that day, at five o'clock.

On agreeing to the motion the yeas and nays were required by Mr. Griffiths, seconded by Mr. Evans, and were as follow :

YEAS—Messrs. Allen, Armstrong, Barnes, Calhoun, Derbyshire, Dillon, Earnest, Fox, Gill, Griffiths, Hancock, Harper, Hetzell, Little, Nickels, Oram, Palmer, Shane, Simpson, Stanton, Stockham, Stokes, and Wolbert—23.

NAYS—Messrs. Allison, Bardsley, Billington, Evans, Francisus, Harrison, Marcer, Ray, Vankirk, and Stokley, *Pres't*—10.

Which was agreed to.

Mr. Wolbert

Moved that Council do now adjourn.

On agreeing to the motion the yeas and nays were required by Mr. Evans, seconded by Mr Marcer, and were as follow :

YEAS—Messrs. Allison, Barnes, Calhoun, Derbyshire, Evans, Francisus, Griffiths, Kater, Ray, Vankirk, and Wolbert—11.

NAYS—Messrs. Allen, Bardsley, Billington, Dillon, Earnest, Fox, Gill, Hancock, Harper, Harrison, Hetzell, Krupp, Little, Marcer, Palmer, Shane, Simpson, Stanton, Stockham, Stokes, and Stokley, *Pres't*—21.

Which was not agreed to.

Select Council informed Common Council that they had concurred in the following, to wit:

"An Ordinance to make an appropriation to the City Treasurer to pay for temporary Clerk hire."

"An Ordinance to grant permission to S. A. Miller to erect wooden buildings at his new Skating Park."

"Resolution to release a certain property of E. J. Kenny from the lien of a certain judgment."

"Resolution to authorize the paving of Forty-first street, in the Twenty-seventh Ward."

"Resolution to authorize the grading of Sixteenth street from Master street to Columbia avenue, in the Twentieth Ward."

"Resolution to meet in Joint Convention."

"Resolution relative to the next meeting of Councils."

In the reference of the resolution directing the appointment of a Joint Committee to confer with the Board of Revision, and had appointed Messrs. Hogdon, Cattell, and Page the Committee on the part of Select Council.

Also,

Non-concurred in the bill, entitled "A Further Supplement to an Ordinance, entitled 'An Ordinance to reorganize the Police Department of the City of Philadelphia,'" approved November 15, 1855.

Mr. Harper

Offered the following, to wit: "Resolution directing the Committee on Law to prepare a bill asking the Legislature to repeal the Militia Enrolment Law, so far as relates to the City of Philadelphia."

Which was referred to the Committee on Law.

Mr. Little

Offered the following, to wit: "Resolution relative to Gray's Ferry Bridge." (*Appendix No. 172.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Little

Read in place a bill, entitled "An Ordinance for the protection of bridges in the City of Philadelphia." (*Appendix No. 173.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Little

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Marcer

Moved that the rule requiring Council to adjourn at seven o'clock be suspended.

Which was agreed to.

Council then proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the purchase of certain lots in the Fourteenth and Sixteenth School Sections."

The first section was again read and agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The title was agreed to.

Mr. Hancock

Moved that the rules be suspended in this case and the bill be read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize certain transfers in the appropriation to the Board of Controllers of Public Schools for 1866."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of request to the City Controller."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to make certain transfers in the appropriation to the Department for Supplying the City with Water."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to lay water-pipe on Ellsworth and other streets."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize a certain transfer in the annual appropriation to the Department of City Property, and to amend a certain item thereof."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Palmer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of Instruction to the Chief Engineer of the Department for Supplying the City with Water."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation for the construction of an iron railing around the new Court House, and furnishing and fitting up the court room and offices."

The first and only section was again read.

Mr. Miller

Moved that the bill be referred to the Committee on City Property of Common Council.

On agreeing to the motion,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Allison, and were as follow :

YEAS—Messrs. Allison, Armstrong, Billington, Harper, Harrison, Hetzell, Krupp, Miller, Stokes, and Stokley, *Pres't*—10.

NAYS—Messrs. Bardsley, Dillon, Evans, Fox, Franciscus, Gill, Hancock, Little, Marcer, Oram, Palmer, Shane, Simpson, Stanton, and Stockham—15.

Which was not agreed to.

Mr. Hetzell

Moved to postpone the further consideration of the bill for one week.

On agreeing to the motion,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Harper, and were as follow :

YEAS—Messrs. Armstrong, Stokes, and Stokley, *Pres't*—3.

NAYS—Messrs. Bardsley, Dillon, Evans, Fox, Franciscus, Gill, Hancock, Harrison, Marcer, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, and Wolbert—17.

No quorum voting,

The President

Ordered a call of the house, when the following members answered to their names:

Messrs. Allison, Armstrong, Bardsley, Billington, Dillon, Evans, Fox, Franciscus, Gill, Hancock, Harrison, Hetzell, Krupp, Little, Marcer, Oram, Palmer, Simpson, Stanton, Stockham, Stokes, Wolbert, and Stokley, *Pres't*—23.

No quorum answering to their names,

The President

Declared Council adjourned until Wednesday afternoon next, at three o'clock.

Wednesday, November 28, 1866.

Council met—Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Barnes,
Billington,
Calhoun,
Creswell,
Dillon,
Earnest,
Evans,
Fox,
Franciscus,
Gill,
Griffiths,
Hallowell,
Hancock,
Harper,
Harrison,
Hetzell,
Huhn,

Messrs. Kater,
Krupp,
Little,
Mactague,
Marcer,
Martin,
Miller,
Mullin,
Nickels,
Oram,
Palmer,
Ray,
Simpson,
Stanton,
Stockham,
Stokes,
Taylor,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

The President

Presented a communication from the Board of Guardians of the Poor, asking for transfer of certain items in their annual appropriation.

Which was referred to the Committee on Poor.

Mr. Marcer

Presented the annual estimates of the different departments for the year 1867.

Which were referred to the Committee on Finance.

Mr. Taylor,

Remonstrance from the residents on Haines street, in the Twenty-second Ward, against the laying of water pipe in said street.

Which was referred to the Committee on Water Works.

Mr. Martin

Moved that Council proceed to the election of three Managers of the Wills Hospital.

Which was agreed to.

Mr. Martin

Nominated Messrs. Ezra Dyer, M. D., Henry Davis, and George W. Shields, M. D.

There being no other nominations,

Mr. Wolbert

Moved that Messrs. Ezra Dyer, M. D., Henry Davis, and George W. Shields, M. D., be elected by acclamation Managers of the Wills Hospital.

Which was unanimously agreed to.

And Messrs. Ezra Dyer, M. D., Henry Davis, and George W. Shields were declared unanimously elected Managers of the Wills Hospital for the term of three years.

Council then resumed the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation for the construction of an iron railing around the new Court House, and for furnishing and fitting up the Court Room and Offices," which was pending at the adjournment of Council.

The question being to postpone the further consideration of the bill for one week,

The yeas and nays were ordered by the President, and were as follow:

YEAS—Messrs. Allison, Barnes, Billington, Creswell, Gill, Hallowell, Hancock, Harper, Hetzell, Huhn, Krupp, Mac-tague, Martin, Nickels, Oram, and Stokes—16.

NAYS — Messrs. Armstrong, Bardsley, Calhoun, Fox, Franciscus, Harrison, Kater, Marcer, Palmer, Stanton, Taylor, Wolbert, and Stokley, *Pres't*—13.

Which was agreed to.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a bill annexed, entitled "An Ordinance to make an appropriation to the Board of Controllers of Public Schools of the First School District of Pennsylvania for the year 1867." (*Appendix No. 174.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Department of Highways, Bridges, Sewers, &c., for the year eighteen hundred and sixty-seven (1867). (*Appendix No. 175.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution to discharge the Com-

mittee on Finance from the consideration of a certain resolution." (*Appendix No. 176.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report and a bill annexed, entitled "An Ordinance to make an appropriation to the Guardians of the Poor of the income of certain trusts." (*Appendix No. 177.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also,

From the same Committee, a further report with a resolution annexed, entitled "Resolution approving the sureties of Henry Conner, City Commissioner elect." (*Appendix No. 178.*)

The resolution was twice read and agreed to.

The title was agreed to.

The President

Presented a communication from the City Solicitor informing Councils that the lease of the office S. W. corner Fifth and Walnut streets would expire on the 7th December next.

Which was read and laid on the table.

Mr. Taylor (on leave)

Offered the following, to wit: "Resolution to authorize the re-leasing of the first story of the building of the southwest corner of Fifth and Walnut streets, for the use of the Department of Markets, Wharves and Landings."

The resolution was again read.

Mr. Harper

Moved to refer the resolution and communication of the City Solicitor to the Committee on Markets.

Which was agreed to.

Select Council informed Common Council that they had received a report from the Committee on City Property, with a bill annexed, entitled "An Ordinance to make an appropriation for the construction of heating and ventilating apparatus for the new Court House," which they had passed, and in which they asked concurrence.

Also,

That they had passed a bill, entitled "An Ordinance to authorize the Chief Commissioner of Highways to pay a certain claim for excavations and grading," in which they ask concurrence.

Also,

That they had received a report from the Committee on Schools, with a bill annexed, entitled "An Ordinance to authorize the acceptance of the Milestown school house and lots of ground for school purposes," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a bill annexed, entitled "An Ordinance to set apart the Richmond Commissioners' Hall for school purposes," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on City Property with a bill annexed, entitled "An Ordinance to make an appropriation to pay for the grading and paving of the sidewalks in front of city property on Albion street, south of Vine street," which they had passed, and in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution congratulatory of F. Carroll Brewster, Esq., City Solicitor," in which they asked concurrence.

Also,

That they had received a report from the Committee on Water, with a bill annexed, entitled "Resolution to lay water pipe on Thuron street and Washington avenue," which they had passed, and in which they asked concurrence.

Mr. Calhoun (on leave)

Presented a communication from Edward Browning, President of Delaware Avenue Market Company, in regard to extension of lease of Dock street wharf, on the river Delaware, for a term of five years.

Which was referred to the Committee on Markets, Wharves, and Landings.

Also, (on leave,)

Read in place a bill, entitled "An Ordinance for the appointment of an additional watchman at Penrose Ferry Bridge."

Which was referred to the Committee on Highways.

JOINT CONVENTION.

Select Council being introduced, and Councils having met in Joint Convention,

Mr. Lynd,

President of Select Council, in the chair, who announced that the object of the Convention to be the election of three Directors of the Pennsylvania Railroad Company, and three Directors of the North Western Railroad Company.

The President

Announced that nominations for Directors of the Pennsylvania Railroad Company were now in order.

Mr. Marcer

Nominated Lewis Elkin, William Anspach, and G. Morrison Coates.

There being no other nominations,

Mr. Wolbert

Moved that Lewis Elkin, William Anspach, and G. Morrison Coates be elected by acclamation Directors of the Pennsylvania Railroad Company.

Which was unanimously agreed to.

And Messrs. Lewis Elkin, William Anspach, and G. Morrison Coates were declared unanimously elected Directors of the Pennsylvania Railroad Company, to serve for one year.

Nominations for three Directors of the North Western Railroad Company were declared to be in order.

Mr. Martin

Nominated Charles E. Graff, Israel Peterson, and William Neal.

There being no other nominations,

Mr. Wolbert

Moved that Charles E. Graff, Israel Peterson, and William Neal be elected by acclamation Directors of the North Western Railroad Company.

Which was unanimously agreed to.

And Charles E. Graff, Israel Peterson, and William Neal were declared unanimously elected Directors of the North Western Railroad Company for one year.

The purposes for which the Joint Convention had assembled having been accomplished, Select Council retired.

Select Council informed Common Council that they had concurred in the following, to wit:

“An Ordinance to make an appropriation to the Guardians of the Poor of the increase of certain trusts.”

“An Ordinance for the protection of bridges in the City of Philadelphia.”

“An Ordinance Increasing the salaries of the Chief of Police, Lieutenants, Sergeants, and Policemen of the City of Philadelphia,” with the following amendment, viz: Amend the first and only section by inserting after the word “dollars,” in the fourth line, the words following: “That of the Fire Marshal shall be increased to seventeen hundred dollars, that of the High Constables to twelve hundred dollars each, that of the Detective officers to twelve hundred dollars each, that of the Clerks to the Mayor to fifteen hundred dollars each, that of the Messenger to the Mayor to nine hundred and twelve dollars and fifty cents.”

“Resolution approving the sureties of Henry Conner, City Commissioner elect.”

“Resolution to discharge the Committee on Finance from the consideration of a certain resolution.”

“Resolution relative to Gray's Ferry Bridge.”

“Resolution to authorize the paving of Broad street from Jefferson street to Oxford street.”

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled “Resolution to authorize the paving of Broad street from Jefferson street to Oxford street.” (*Appendix No. 179.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the same Committee, a further report with a resolution annexed, entitled “Resolution to authorize the opening of Montgomery avenue.” (*Appendix No. 180.*)

The resolution was twice read and agreed to.

The title was agreed to.

The hour of four o'clock having arrived, Council resumed the second reading of the bill entitled “An Ordinance for the construction of a bridge across the river Schuylkill at South street,” which had been made the special order for that hour.

Mr. Hancock

Moved to postpone the further consideration of the bill for the present.

On agreeing to the motion

The yeas and nays were required by Mr. Gill, seconded by Mr. Evans, and were as follow :

YEAS—Messrs. Allison, Billington, Dillon, Evans, Fox, Franciscus, Gill, Hallowell, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Martin, Miller, Oram, Palmer, Taylor, Willits, Wolbert, and Stokley, *Pres't*—22.

NAYS—Messrs. Allen, Armstrong, Bardsley, Barnes, Calhoun, Griffiths, Harper, Huhn, Kater, Little, Nickels, Ray, Simpson, Stanton, Stockham, Stokes, and Vankirk—17.

Which was agreed to.

The hour of five o'clock having arrived, Council resumed the second reading of the bill entitled "An Ordinance supplementary to an Ordinance entitled 'An Ordinance supplementary to an Ordinance entitled An Ordinance to reorganize the Fire Department of the City of Philadelphia,' " approved March 5, 1856, which had been made the special order for that time.

The first section was again read.

Mr. Stanton (on leave)

Presented a remonstrance of a convention of the fire companies against the passage of the bill.

Which was read and laid on the table.

Mr. Little

Moved that the bill be indefinitely postponed.

On agreeing to the motion

The yeas and nays were required by Mr. Palmer, seconded by Mr. Martin, and were as follow :

YEAS—Messrs. Armstrong, Barnes, Calhoun, Dillon, Earnest, Hallowell, Hancock, Huhn, Little, Mactague, Nickels, Palmer, Stanton, Stockham, and Wolbert—15.

NAYS—Messrs. Allen, Allison, Bardsley, Billington, Creswell, Evans, Fox, Franciscus, Gill, Harper, Harrison, Hetzell, Krupp, Marcer, Martin, Miller, Oram, Ray, Simpson, Stokes, Vankirk, Willits, and Stokley, *Pres't*—23.

Which was not agreed to.

Mr. Palmer

Moved to refer the bill to the Committee on Trusts and Fire, and that they be instructed to report this day two weeks.

The hour of seven o'clock having arrived, the President declared Council adjourned under the rules, until Thursday, December 6th, at three o'clock.

Thursday, December 6, 1866.

Council met—Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Barnes,
Billington,
Calhoun,
Derbyshire,
Dillon,
Eager,
Earnest,
Evans,
Fox,
Franciscus,
Gill,
Hancock,
Harper,
Harrison,
Hetzell,
Hill,

Messrs. Huhn,
Krupp.
Mactague,
Marcer,
Miller,
Nickels,
Oram,
Palmer,
Ray,
Schafer,
Shane,
Simpson,
Stanton,
Stockham,
Stokes,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

Mr. Palmer

Presented a communication from William Neal, Esq., declining the Directorship of the North Western Railroad Company.

Which was referred to the Committee on Law.

Mr. Stanton

Presented a communication from a committee of firemen

of Philadelphia, requesting permission to appear before any Committee of Councils for the purpose of reorganizing the Fire Department.

Which was read and laid on the table.

The following message was received from the Mayor :

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *December 6th, 1866.*

To the President and Members of the
Common Council of the City of Philadelphia :

GENTLEMEN :—I have approved and signed the following Ordinances and Joint Resolutions, to wit :

Nov. 16, 1866. "Resolution to release a certain property of Joshua Thorp from the lien of a certain judgment."

Nov. 17, 1866. "An Ordinance to grant permission to Calvary Methodist Episcopal Church to erect a wooden building adjoining their church edifice."

Nov. 17, 1866. "An Ordinance to make an appropriation to the Department of Highways to erect a footway on the north side of Gray's Ferry Bridge."

Nov. 17, 1866. "Resolution to authorize the grading of Franklin street."

Nov. 17, 1866. "Resolution to authorize the paving of Judson and Martin streets."

Nov. 17, 1866. "Resolution relative to the withdrawal of the Fame Hose Company from active service."

Nov. 17, 1866. "Resolution to amend the Resolution approved Nov. 2, 1866, entitled 'A Resolution to enter satisfaction on the official bond of William J. P. White, Register of Water Rents.'"

Nov. 17, 1866. "Resolution to authorize the grading of Judson street."

Nov. 17, 1866. "Resolution approving the sureties of William C. Johnston, Supervisor of the Twenty-second Ward."

Nov. 17, 1866. "Resolution to authorize the grading and culverting of Apsley street."

Nov. 17, 1866. "A Supplement to an Ordinance to make an appropriation to the Inspectors of the County Prison for the year 1866, approved February 2, 1866"

Nov. 17, 1866. "Resolution to release a certain property of Henry Schell from the lien of a certain judgment."

Nov. 17, 1866. "An Ordinance supplementary to an Ordinance to make uniform rules and regulations for the public markets,' approved twelfth day of December, 1865."

Nov. 26, 1866. "An Ordinance to make an appropriation to the City Treasurer to pay for temporary clerk hire."

Nov. 26, 1866. "An Ordinance to grant permission to S. A. Miller to erect wooden buildings at his new skating-park."

Nov. 26, 1866. "Resolution to authorize the grading of Sixteenth street from Master street to Columbia avenue in the Twentieth Ward."

Nov. 26, 1866. "Resolution to authorize the paving of Forty-first street, in the Twenty-seventh Ward."

Nov. 26, 1866. "Resolution to release a certain property of E. J. Kenney from the lien of a certain judgment."

Nov. 30, 1866. "An Ordinance to make an appropriation to the Guardians of the Poor of the income of certain trusts."

Nov. 30, 1866. "Resolution relative to Gray's Ferry bridge."

Nov. 30, 1866. "Resolution to authorize the paving of Broad street, from Jefferson to Oxford street."

Nov. 30, 1866. "An Ordinance for the protection of bridges in the City of Philadelphia."

Nov. 30, 1866. "Resolution approving the sureties of Henry Conner, City Commissioner elect."

Very respectfully,

MORTON McMICHAEL,

Mayor of Philadelphia.

Mr. Oram

Presented a communication from the Trustees of the City Gas Works, asking that certain transfers may be made in the appropriation for lighting the city for the year 1866.

Which was referred to the Committee on Gas Works.

Mr. Harper,

Communication from Charles A. Porter, Supervisor, submitting the names of his sureties.

Which was referred to the Committee on Finance.

Mr. Miller,

Petition of property owners on Leed street between Harrison street and the south line of the estate of Lydia Harrison, deceased, in the Nineteenth Ward, asking that the same may be paved.

Which was referred to the Committee on Highways.

Council then proceeded to the consideration of the amendment of Select Council to the bill, entitled "An Ordinance increasing the salaries of the Chief of Police, Lieutenants, Sergeants, and Policemen of the City of Philadelphia."

Mr. Marcer

Moved that Common Council concur in Select Council's amendment.

On agreeing to the motion,

The yeas and nays were required by Mr. Marcer, seconded by Mr. Wolbert, and were as follow :

YEAS—Messrs. Bardsley, Barnes, Evans, Harper, Hill, Huhn, Krupp, Mactague, Marcer, Ray, Schafer, Shane,

Simpson, Stanton, Stokes, Vankirk, Wolbert, and Stokley,
Pres't—18.

NAYS—Messrs. Allison, Billington, Derbyshire, Eager, Earnest, Fox, Franciscus, Hancock, Harrison, Hetzell, Miller, Oram, Palmer, and Willits—14.

Which was agreed to.

So Common Council concurred in Select Council's amendment.

Council then resumed the second reading of the bill, entitled "An Ordinance supplementary to an Ordinance entitled 'An Ordinance supplementary to an Ordinance to reorganize the Fire Department of the City of Philadelphia,'" approved March 5, 1856, which was pending at the adjournment.

The question being on the motion to refer the bill to the Committee on Trusts and Fire, with instruction to report in two weeks,

Mr. Willits

Moved to amend that they be instructed to report this day one week.

Which was accepted by Mr. Palmer.

Mr. Evans

Moved to strike out the words "Trusts and Fire," and insert "Special Committee, with instructions to invite the Fire Department before them."

Mr. Billington, seconded by Messrs. Allen, Derbyshire, Evans, Fox, Harrison, Hetzell, Oram, Ray, Schafer, Stanton, Vankirk, and Wolbert,

Moved the previous question.

The question being, Shall the main question be now put?

It was agreed to.

The question being to strike out "the Committee on

Trusts and Fire" and insert "the Special Committee, with instructions," &c.

The yeas and nays were required by Mr. Wolbert, seconded by Mr. Palmer, and were as follow :

YEAS—Messrs. Allen, Allison, Bardsley, Billington, Evans, Fox, Franciscus, Harrison, Hill, Krupp, Marcer, Miller, Oram, Ray, Schafer, Simpson, Vankirk, Willits, and Stokley, *Pres't*—19.

NAYS—Messrs. Armstrong, Barnes, Calhoun, Derbyshire, Dillon, Eager, Earnest, Gill, Hancock, Harper, Hetzell, Huhn, Mactague, Nickels, Palmer, Shane, Stanton, Stockham, Stokes, and Wolbert—20.

Which was not agreed to.

The question recurring on referring the bill to the Committee on Trusts and Fire with instructions to report this day week,

The yeas and nays were required by Mr. Wolbert, seconded by Mr. Palmer, and were as follow :

YEAS—Messrs. Allison, Armstrong, Barnes, Calhoun, Derbyshire, Dillon, Eager, Earnest, Gill, Hancock, Hetzell, Huhn, Mactague, Nickels, Palmer, Shane, Stanton, Stockham, Stokes, Willits, Wolbert, and Stokley, *Pres't*—22.

NAYS—Messrs. Allen, Billington, Evans, Fox, Franciscus, Harper, Harrison, Hill, Krupp, Marcer, Miller, Oram, Ray, Schafer, Simpson, and Vankirk—16.

Which was agreed to.

Mr. Marcer,

Chairman of the Committee on Finance, presented a report with a bill annexed, entitled "An Ordinance to make an appropriation to the Department of City Property for the year 1867." (*Appendix No. 181.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Clerks of Councils for the year 1867." (*Appendix No. 182.*)

And moved that the same be postponed for the present, printed and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Law Department for the year 1867, and for other purposes." (*Appendix No. 183.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Department of City Controller for the year 1867." (*Appendix No. 184.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also, (on leave,)

Offered the following, to wit: "Resolution to release a certain property of William H. Kern from the lien of a certain judgment." (*Appendix No. 185.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also,

From the Committee on Finance, a further report with a bill annexed, entitled "An Ordinance to make an additional appropriation to the City Commissioners to pay certain claims." (*Appendix No. 186.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Commissioners of the Sinking Funds for the year 1867." (*Appendix No. 187.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Select Council informed Common Council that they had passed a resolution entitled "Resolution of request to Common Council," in which they asked concurrence.

Also,

That Mr. James Lynd had resigned as President of Select Council, and had also resigned as a member of Select Council; and that they had elected Joshua Spering President of Select Council.

Also,

That they had passed a resolution, entitled "Resolution to meet in Joint Convention to elect a City Solicitor," in which they asked concurrence.

Also,

That they had passed a resolution, entitled "Resolution to change the name of Prune street, in the Fifth Ward," in which they asked concurrence.

Also,

That they had received a report from the Committee on Health, with a resolution annexed, entitled "Resolution to make certain transfers in the appropriation to the Board of Health for the year 1866," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools with a resolution annexed, entitled "Resolution to authorize certain transfers in the appropriation to the Board of Controllers of Public Schools for the year 1866," which they had passed, and in which they asked concurrence.

Mr. Harper,

From the Committee on Finance, presented a report with a bill annexed, entitled "An Ordinance to levy and fix the rate of taxes for the year 1867." (*Appendix No. 188.*)

Mr. Marcer,

Chairman of the Committee on Finance, presented a minority report on the same subject. (*Appendix No. 189.*)

Mr. Harper

Moved to proceed to the second reading and consideration of the bill attached to the majority report.

Which was agreed to.

The first section was again read.

Mr. Marcer

Moved to amend by inserting after the words "four dollars," the words "and seventy-five cents."

Mr. Evans, seconded by Messrs. Allen, Allison, Armstrong, Eager, Hancock, Hill, Krupp, Oram, Palmer, Ray, Simpson, Stanton, and Vankirk, moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Eager, Evans, Francisus, Hancock, Harrison, Hill, Krupp, Mactague, Marcer, Miller, Nickels, Oram, Palmer, Ray, Schafer, Shane, Simpson, Stanton, Stockham, Stokes, Vankirk, Wolbert, and Stokley, *Pres't*—26.

NAYS—Messrs. Barnes, Billington, Calhoun, Fox, and Harper—5.

Which was agreed to.

Mr. Stokley called Mr. Marcer to the Chair.

The question being on the amendment to insert after the words "four dollars," the words "and seventy-five cents,"

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow:

YEAS—Messrs. Allen, Armstrong, Billington, Dillon, Hetzell, Marcer, Stockham, and Stokes—8.

NAYS—Messrs. Allison, Barnes, Calhoun, Eager, Fox, Franciscus, Gill, Hancock, Harper, Harrison, Hill, Krupp, Mactague, Miller, Nickels, Oram, Palmer, Ray, Schafer, Shane, Simpson, Stanton, Vankirk, Willits, and Wolbert—25.

Which was not agreed to.

The question recurring on agreeing to the first section,

The yeas and nays were required by Mr. Evans, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Barnes, Calhoun, Eager, Evans, Fox, Gill, Hancock, Harper, Harrison, Hetzell, Hill, Krupp, Mactague, Miller, Nickels, Oram, Palmer, Ray, Schafer, Shane, Simpson, Stanton, Stokes, Vankirk, Willits, and Wolbert—29.

NAYS—Messrs. Billington, Marcer, and Stockham—3.

Which was agreed to.

The second section was again read and agreed to.

The third section was again read.

Mr. Willits

Moved to amend the section by inserting after the word "levied," in the second line, the words: "on such portions marked 'rural,' as are kept for farm purposes, only one-half of the tax shall be levied."

Which was not agreed to.

The third section was agreed to.

The fourth section was again read and agreed to.

The title was agreed to.

Mr. Harper

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to authorize certain transfers in the appropriation to the Department of Highways for the year 1866." (*Appendix No. 190.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Billington,

Chairman of the Committee on Police, presented a report with a resolution annexed, entitled "Resolution transferring certain items of appropriation to the Police Department for the year 1866." (*Appendix No. 191.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Harper,

Chairman of the Committee on Poor, presented a report with a resolution annexed, entitled "Resolution to authorize certain transfers in the appropriation to the Guardians of the Poor for the year 1866." (*Appendix No. 192.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Palmer,

From the Committee on Trusts and Fire, presented a report with a resolution annexed, entitled "Resolution authorizing the City Controller to make a certain transfer." (*Appendix No. 193.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Stokes,

From the Committee on Markets, presented a report with

a bill annexed, entitled "An Ordinance to authorize the Commissioner of Markets to appoint a clerk for the market in Manayunk, Twenty-first Ward." (*Appendix No. 194.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Billington

Moved to lay the bill on the table.

Which was not agreed to.

Mr. Stanton

Moved that the bill be postponed for the present.

Which was agreed to.

Mr. Fox

Moved that the rule requiring Council to adjourn at seven o'clock be suspended for this evening.

On agreeing to the motion,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Bardsley, and were as follow :

YEAS—Messrs. Allen, Bardsley, Calhoun, Fox, Franciscus, Harper, Mactague, Marcer, Palmer, Ray, Simpson, Stanton, Stokes, Willits, Wolbert, and Stokley, *Pres't*—16.

NAYS—Messrs. Allison, Armstrong, Earnest, Evans, Harrison, Krupp, Miller, and Stockham—8.

No quorum voting,

The President

Ordered a call of the house, when the following members answered to their names :

Messrs. Allen, Allison, Armstrong, Bardsley, Calhoun, Fox, Franciscus, Gill, Hancock, Harper, Harrison, Hetzell,

Krupp, Mactague, Mareer, Miller, Oram, Palmer, Ray, Shane, Simpson, Stanton, Stockham, Stokes, Willits, Wolbert, and Stokley, *Pres't*—27.

A quorum of members answering to their names,

The yeas and nays were ordered by the President, on the motion to suspend the rules requiring Council to adjourn at seven o'clock, and were as follow :

YEAS—Messrs. Allen, Bardsley, Calhoun, Fox, Francis-cus, Harper, Mactague, Marcer, Oram, Palmer, Ray, Simpson, Stanton, Stokes, Willits, Wolbert, and Stokley, *Pres't*—17.

NAYS—Messrs. Allison, Armstrong, Evans, Gill, Harrison, Hetzell, Krupp, Miller, and Stockham—9.

There not being two-thirds voting in the affirmative,

It was not agreed to.

Mr. Simpson

Moved to resume the consideration of the bill, entitled “An Ordinance to authorize the Commissioner of Markets to appoint a clerk for the market in Manayunk, Twenty-first Ward.”

The question being on agreeing to the first and only section,

It was agreed to.

The title was agreed to.

Mr. Simpson

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time by its title.

The question being on the final passage of the bill,

The yeas and nays were required by Mr. Krupp, seconded by Mr. Billington, and were as follow :

YEAS—Messrs. Allen, Armstrong, Calhoun, Evans, Fox, Franciscus, Harper, Harrison, Hetzell, Mactague, Miller, Oram, Palmer, Shane, Simpson, Stanton, Stokes, and Wolbert—18.

NAYS—Messrs. Allison, Bardsley, Billington, Hancock, Krupp, Marcer, Ray, and Stokley, *Pres't*—8.

Which was agreed to.

Mr. Stokes,

From the Committee on Markets, presented a report with a resolution annexed, entitled "Resolution to authorize the re-leasing of the premises now occupied by the Department of Markets, Wharves, and Landings." (*Appendix No. 195.*)

The resolution was again read.

The hour of seven o'clock having arrived, the President declared Council adjourned until Thursday afternoon next at three o'clock, under the rules.

Tuesday, December 11th, 1866.

A special meeting of Common Council was held this afternoon, pursuant to the following call:—

PHILADELPHIA, *December 7, 1866.*

JOHN ECKSTEIN, ESQ.,

Clerk of Common Council.

Please call a Special Meeting of Common Council, to be held in Common Council Chamber, on Tuesday, December 11th, 1866, at 3 o'clock, P. M., to consider bills from Select Council and other business.

WM. S. STOKLEY,

President of Common Council.

Members present :

Messrs. Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Derbyshire,
Dillon,
Eager,
Evans,
Fox,
Franciscus,
Hancock,
Harper,
Harrison,
Hetzell,
Hill,
Krupp,

Messrs. Mactague,
Mareer,
Martin,
Miller,
Nickels,
Oram,
Palmer,
Ray,
Schafer,
Shane,
Simpson,
Stanton,
Stockham,
Stokes,
Willits,
Wolbert,
Stokley, *Pres't.*

Mr. Marcer, (on leave,)

Chairman of the Committee on Finance, presented a report with a bill annexed, entitled "An Ordinance to make an appropriation to the Guardians of the Poor for the year 1867." (*Appendix No. 196.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also, (on leave,)

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Department of Markets, Wharves and Landings for 1867." (*Appendix No. 197.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also, (on leave,)

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Department of Police for the year 1867." (*Appendix No. 198.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also, (on leave,)

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation for Cleansing the Streets of the City for the year 1867." (*Appendix No. 199.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also, (on leave,)

From same Committee, a further report with a bill annexed, entitled, "An Ordinance to make an appropriation to the Trustees of the City Ice Boat for the year 1867." (*Appendix No. 200.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also, (on leave,)

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation to the Department of the City Treasurer for the year 1867." (*Appendix No. 201.*)

And moved that the same be postponed for the present, printed, and placed on file.

Which was agreed to.

Also, (on leave,)

From the same Committee, a further report with a Resolution annexed, entitled "Resolution approving the sureties of Charles A. Porter, Supervisor." (*Appendix No. 202.*)

The resolution was twice read and agreed to.

The title was agreed to.

Council then proceeded to the second reading of the resolution from Select Council, entitled "Resolution of request to Common Council."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize the grading of Apsley street, in the Twenty-second Ward."

The resolution was again read.

Mr. Hetzell

Moved that the further consideration of the resolution be indefinitely postponed.

Which was agreed to.

Mr. Willits

Moved that Council resume the second reading of the resolution entitled "Resolution to authorize the re-leasing of the premises now occupied by the Department of Markets, Wharves and Landings."

Which was agreed to.

The resolution was again read.

Mr. Willits

Moved to amend by striking out "one thousand dollars," and inserting "eight hundred dollars," and striking out "three years," and inserting "one year."

Which was agreed to.

Mr. Harper

Moved to strike out all after the word resolved, and insert "That the Commissioner of Markets be directed to lease the premises No. 278 South Third street, opposite Washington building, for an office for his department."

Which was not agreed to.

The question recurring on agreeing to the resolution as amended,

It was agreed to.

The title was agreed to.

Council then proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation to the Department for supplying the City

with water," for the purpose of paying a claim of damages sustained by Jacob Meell and George Graham.

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the Resolution from Select Council, entitled "Resolution to authorize certain transfers in the appropriation to the Board of Controllers of Public Schools for the year 1866."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to make certain transfers in the appropriation to the Board of Health for the year 1866."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to approve a certain contract for the erection of school edifice at Hestonville."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to lay water pipe on Thuron street and Washington avenue."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to meet in Joint Convention to elect a City Solicitor."

The resolution was again read.

Mr. Marcer

Moved to postpone the further consideration of the resolution for the present.

Which was agreed to.

Select Council informed Common Council that they had received a report from the Committee on Law with a bill annexed, entitled "An Ordinance to authorize the Taxation of Fire Insurance Companies," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from a Special Committee on the petition of the Managers of Wills Hospital, with a bill annexed, entitled "An Ordinance to increase the revenues of the Wills Hospital," which they had passed, and in which they asked concurrence.

Also,

That the following appointments had been made upon the Standing Committees, in the places made vacant by the election of Mr. Spring President of Select Council, to wit:

City Property—Mr. Bumm, Chairman, and Mr. Shallcross added to the Committee.

Girard Estates—Mr. Barlow.

Surveys—Mr. Van Cleve.

Also,

That they had passed a resolution, entitled "Resolution to authorize certain transfers in the appropriation to the Clerks of Councils for 1866," in which they asked concurrence.

Also,

That they had concurred in the following, to wit:

"An Ordinance to authorize the Commissioner of Markets to appoint a Clerk for the Markets in Manayunk, Twenty-first Ward."

"An Ordinance to make an additional appropriation to the City Commissioners to pay certain claims."

"An Ordinance to authorize the erection of additional Market Houses on Girard avenue, for the use of Farmers."

"An Ordinance to levy and fix the rate of taxes for the year 1867."

"An Ordinance to make an appropriation to the Commissioners of the Sinking Fund for the year 1867."

"Resolution transferring certain items of appropriation to the Police Department for the year 1866."

"Resolution approving the sureties of Charles A. Porter, Supervisor."

"Resolution to authorize certain transfers in the appropriation to the Guardians of the Poor for 1866."

"Resolution to release a certain property of William H. Kern from the lien of a certain judgment."

"Resolution to authorize the re-leasing of the premises now occupied by the Department of Markets, Wharves and Landings."

“Resolution authorizing the City Controller to make a certain transfer.”

“Resolution to authorize certain transfers in the appropriation to the Department of Highways, for the year 1866.”

Council proceeded to the second reading of the resolution from Select Council, entitled “Resolution congratulatory of F. Carroll Brewster, Esq., City Solicitor.”

The first resolution was twice read and agreed to.

The second resolution was twice read and agreed to.

The third resolution was twice read and agreed to.

The fourth resolution was twice read and agreed to.

The fifth resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled “Resolution respecting the Guardians of the Poor.”

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled “Resolution to change the name of Prune street, in the Fifth Ward.”

The resolution was again read.

Mr. Mactague

Moved to postpone the further consideration of the resolution for the present.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the purchase of a lot of ground on Morris street, in the First Ward."

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the Chief Commissioner of Highways to pay a certain claim for excavations and grading."

The first and only section was again read.

Mr. Armstrong

Moved that the bill be indefinitely postponed.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation to pay for the grading and paving of the side-walk in front of city property on Albion street south of Vinc street."

The first and only section was again read.

Mr. Armstrong

Moved to postpone the further consideration of the bill for the present.

Which was agreed to.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the acceptance of the Milestown school-house and lot of ground for school purposes."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation for the construction of heating and ventilating apparatus for new Court House."

The first and only section was again read.

Mr. Bardsley

Moved to strike out the words "eight thousand eight hundred and fifty dollars," and insert the words "eight thousand dollars."

Mr. Palmer

Moved to refer the bill to a Special Committee of three from this Chamber.

Which was agreed to.

The President

Appointed Messrs. Hancock, Armstrong and Hetzell the Committee.

Council proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to increase the revenues of the Wills Hospital."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Palmer

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize certain transfers in the appropriation to the Clerks of Councils for 1866."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the taxation of Fire Insurance Companies."

The first section was again read.

Mr. Simpson

Moved that the bill be indefinitely postponed.

Which was not agreed to.

The first section was agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The title was agreed to.

Mr. Harper

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Mr. Hancock (on leave)

Read in place a bill entitled "An Ordinance to make an appropriation to the Clerks and Messengers of Select and Common Councils for extra services for the year 1866." (*Appendix No. 203.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read.

Mr. Miller

Moved to amend by adding at the end of the section the following, to wit: "and that to each employee of the City one hundred dollars be and is hereby appropriated."

Which was not agreed to.

The question recurring on agreeing to the first and only section,

Mr. Harper

Moved to strike out the words "and Messengers;" also, "seven" and insert "six;" and insert between the word "and" and the words "Common Councils" the words "Clerks and Messengers of."

Which was agreed to.

The question recurring on agreeing to the first and only section as amended,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Billington, and were as follow :

YEAS—Messrs. Allison, Bardsley, Calhoun, Dillon, Fox, Franciscus, Hancock, Harrison, Hill, Mactague, Martin, Nickels, Oram, Palmer, Schafer, Shane, Stanton, Stockham, Stokes—19.

NAYS—Messrs. Armstrong, Billington, Derbyshire, Evans, Harper, Hetzell, Krupp, Marcer, Miller, Ray, Simpson, Wolbert, Stokley, *Pres't*—13.

Which was agreed to.

The title was again read.

Mr. Harper

Moved to amend the title by striking out the words "and Messengers" and insert between the word "and" and the words "Common Council," the words "Clerks and Messengers of."

Which was agreed to.

The title as amended was agreed to.

Mr. Hancock

Moved that the rules be suspended in this case and the bill read a third time by its title.

On agreeing to the motion,

The yeas and nays were required by Mr. Marcer, seconded by Mr. Armstrong, and were as follow :

YEAS—Messrs. Allison, Bardsley, Calhoun, Derbyshire, Dillon, Evans, Fox, Franciscus, Hancock, Harrison, Hill, Mactague, Marcer, Martin, Nickels, Oram, Palmer, Schafer, Shane, Simpson, Stanton, Stockham, Stokes, Wolbert—24.

NAYS—Messrs. Armstrong, Billington, Harper, Hetzell, Krupp, Miller, Ray, Stokley, *Pres't*—8.

Which was agreed to.

The bill was read a third time and passed.

Council resumed the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation for the construction of an iron railing around the new Court House, and furnishing and fitting up the court room and offices."

The first and only section was again read.

Mr. Armstrong

Moved to amend the first section by striking out of Item 1 "thirty-eight hundred" and inserting "eighteen hundred" and also by striking out the words "and granite base."

Mr. Simpson

Moved to insert "twenty-four hundred dollars," and also to strike out "fifteen thousand eight hundred and fifty dollars" in the total appropriation, and to insert "fourteen thousand four hundred and fifty dollars."

Which was agreed to.

The question recurring on agreeing to the section as amended,

It was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred with amendments.

Mr. Miller (on leave)

Read in place a bill entitled "An Ordinance supplementary to an Ordinance, entitled 'An Ordinance appropriating certain portions of Broad street,' " &c., &c., approved July 5, 1866. (*Appendix No. 204.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Miller

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Bardsley (on leave)

Offered the following, to wit: "Resolution appointing a Special Committee." (*Appendix No. 205.*)

The resolution was twice read and agreed to.

The title was agreed to.

The President

Appointed Messrs. Bardsley, Harper, and Nickels, the Committee.

Mr. Simpson (on leave)

Presented petition of owners of property and residents in the vicinity of Montgomery avenue and Ridge avenue, in the Twentieth Ward, asking that Montgomery avenue may be opened.

Which was referred to the Committee on Highways.

Mr. Oram (on leave)

Chairman of the Committee on Gas Works, presented a report with a resolution annexed, entitled, "Resolution authorizing certain transfers in the appropriation for lighting the City for the year 1866." (*Appendix No. 206.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also, (on leave,)

Presented estimates for Lighting, Extinguishing, Cleansing, &c., the Public Lamps of the City, for 1867.

Which was referred to the Committee on Finance.

Mr. Harper

Moved to proceed to the second reading of the bill entitled, "An Ordinance to make an appropriation to the Department of Highways, Bridges, Sewers, &c., for the year 1867."

The first and only section was again read.

Mr. Wolbert

Moved that Council resolve itself into the Committee of the Whole for the purpose of considering the bill.

Which was agreed to.

Mr. Stanton in the chair.

After some time the Committee rose and reported progress, and asked leave to sit again.

Mr. Marcer

Moved that the report be accepted and the Committee have leave to sit again on Thursday afternoon next, at five o'clock.

Which was agreed to.

Mr. Palmer

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

Thursday, December 13th, 1866.

Council met—Members present:

Messrs. Allen,

Allison,

Armstrong,

Bardsley,

Barnes,

Billington,

Calhoun,

Derbyshire,

Dillon,

Eager,

Evans,

Fox,

Franciscus,

Gill,

Griffiths,

Hancock,

Harper,

Harrison.

Hetzell,

Kater,

Krupp,

Messrs. Little,

Mactague,

Marcer,

Martin,

Miller,

Mullin,

Nickels,

Oram,

Palmer,

Ray,

Schafer,

Shane,

Simpson,

Stanton,

Stockham,

Stokes,

Taylor,

Vankirk,

Willits,

Wolbert,

Stokley, *Pres't.*

The President

Presented a communication from Strickland Kneass, Esq., Chief Engineer and Surveyor, enclosing a communication from Henry Simons, in reference to the Chestnut street bridge.

Which was read and referred to the Committee on Finance.

Mr. Mactague,

Remonstrance of citizens of the Fifth Ward against a change of the name of Prune street, in said Ward.

Which was read and laid on the table.

Mr. Martin (on leave)

Offered the following, to wit :

RESOLUTION

To meet in Joint Convention.

Resolved by Common Council, That Select Council be invited to meet Common Council in Common Council Chamber this day, the 13th inst., at 5 o'clock, P. M., for the purpose of electing a City Solicitor in the place of F. Carroll Brewster, resigned.

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Miller,

Petition of citizens of the Fifteenth Ward, asking that water-pipe may be laid in Twenty-third street, between Green and Wallace streets, in said Ward.

Which was referred to the Committee on Water Works.

Mr. Marcer,

Communication from Charles O'Neill, Esq., Receiver of Taxes, asking that a certain transfer may be made in his annual appropriation.

Which was referred to the Committee on Finance.

Mr. Taylor,

Remonstrance of citizens of the Twenty-second Ward against the laying of water-pipe on Haines street, between Main street and Schaffer street, in said Ward.

Which was referred to the Committee on Water Works.

The President,

A communication from Edward Shippen, inviting Council to attend a meeting of the Teachers of the Public Schools at the Girls' High and Normal School, on Saturday afternoon next, at 3 o'clock, in reference to Teachers' salaries.

Which was read.

Mr. Hetzell

Moved that the invitation be accepted.

Which was agreed to.

Mr. Martin

Moved that when Council adjourn it be to meet on Wednesday afternoon next, at 3 o'clock.

Mr. Hetzell

Moved that the further consideration of the motion be postponed for the present.

Which was agreed to.

Mr. Palmer

Moved that the rule requiring Council to adjourn at seven o'clock be suspended.

On agreeing to the motion,

The yeas and nays were required by Mr. Marcer, seconded by Mr. Armstrong, and were as follow :

YEAS—Messrs. Calhoun, Fox, Franciscus, Gill, Griffiths, Harper, Hetzell, Kater, Mactague, Marcer, Martin, Palmer, Schafer, Stanton, Stockham, Stokes, Taylor, Wolbert, and Stokley, *Pres't*—19.

NAYS—Messrs. Allison, Armstrong, Bardsley, Barnes, Hancock, Harrison, Krupp, Miller, Nickels, Oram, Shane, Vankirk, and Willits—13.

There not being two-thirds voting in the affirmative,

It was not agreed to.

Mr. Marcer (on leave)

Read in place a bill, entitled "An Ordinance to make an appropriation to pay the interest on the Funded Debt of the City of Philadelphia, falling due on the first day of January, 1867." (*Appendix No. 207.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Also, (on leave,)

Read in place a bill, entitled "An Ordinance to make an appropriation to pay the Funded Debt of the City of Philadelphia maturing during the year eighteen hundred and sixty-seven." (*Appendix No. 208.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

The President

Presented a communication from the Chief Engineer of the Water Works in reference to improvements made by him since he undertook the management of the Works. (*Appendix No. 209.*)

Which was read and laid on the table.

Mr. Griffiths,

Chairman of the Committee on Trusts and Fire, presented a report with a bill annexed, entitled "An Ordinance supplementary to an Ordinance, entitled 'An Ordinance supplementary to an Ordinance to reorganize the Fire Department of the City of Philadelphia,'" approved March 5th, 1856. (*Appendix No. 210.*)

Mr. Bardsley,

From the same Committee, presented a minority report on the same subject with a bill annexed, entitled "An Ordinance supplementary to an Ordinance entitled, 'An Ordinance supplementary to an Ordinance to reorganize the Fire Department of the City of Philadelphia,'" approved March 5, 1856. (*Appendix No. 211.*)

Mr. Wolbert

Moved to refer the majority and minority reports to the Committee on Law.

On agreeing to the motion,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Wolbert, and were as follow :

YEAS—Messrs. Barnes, Calhoun, Derbyshire, Dillon, Griffiths, Hancock, Huhn, Little, Maetague, Mullin, Nickels, Palmer, Shane, Stanton, Taylor, and Wolbert—16.

NAYS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Evans, Fox, Franciscus, Gill, Harper, Harrison,

Hetzell, Kater, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Simpson, Stokes, Vankirk, Willits, and Stokley, *Pres't*—25.

Which was not agreed to.

Mr. Harper

Moved to proceed to the second reading of the bill annexed to the minority report.

On agreeing to the motion,

The yeas and nays were required by Mr. Griffiths, seconded by Mr. Wolbert, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Evans, Fox, Franciscus, Harper, Harrison, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—24.

NAYS—Messrs. Barnes, Calhoun, Dillon, Gill, Hancock, Hetzell, Huhn, Kater, Little, Mactague, Mullin, Nickels, Palmer, Shane, Stanton, Stockham, and Wolbert—17.

Which was agreed to.

The first section was again read.

Mr. Harper, seconded by Messrs. Allen, Allison, Bardsley, Billington, Evans, Fox, Franciscus, Harrison, Krupp, Marcer, Martin, Ray, Schafer, Simpson, and Vankirk,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Griffiths, seconded by Mr. Palmer, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Evans, Fox, Franciscus, Harper, Harrison, Krupp, Marcer, Martin, Miller, Oram, Ray,

Schafer, Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—24.

NAYS—Mr. Stanton—1.

Which was agreed to.

The question recurring on agreeing to the first section,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Wolbert, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Evans, Fox, Franciscus, Harper, Harrison, Hetzell, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—25.

NAYS—Mr. Stanton—1.

Which was agreed to.

The second section was again read.

Mr. Evans, seconded by Messrs. Allison, Armstrong, Billington, Evans, Fox, Harper, Harrison, Krupp, Marcer, Martin, Ray, Schafer, Simpson, and Vankirk,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Dillon, seconded by Mr. Wolbert, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Evans, Fox, Franciscus, Harper, Harrison, Kater, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—25.

NAYS—Messrs. Gill, Hetzell, and Stanton—3.

Which was agreed to.

The question recurring on agreeing to the second section,

It was agreed to.

The third section was again read.

Mr. Evans, seconded by Messrs. Allison, Armstrong, Billington, Fox, Franciscus, Harper, Harrison, Krupp, Marcer, Martin, Oram, Ray, Simpson, and Vankirk,

Moved the previous question.

The question being, "Shall the main question be now put?"

It was agreed to.

The question recurring on agreeing to the third section,

It was agreed to.

The fourth section was again read.

Mr. Evans, seconded by Messrs. Allen, Allison, Armstrong, Billington, Fox, Franciscus, Harper, Harrison, Krupp, Marcer, Martin, Ray, and Simpson,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Evans, Fox, Franciscus, Harper, Harrison, Krupp, Marcer, Martin, Miller, Oram, Ray, Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—23.

NAYS—Messrs. Schafer and Stanton—2.

It was agreed to.

The question recurring on agreeing to the fourth section,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Evans, Fox, Franciscus, Harper, Harrison, Kater, Krupp, Marcer, Martin, Miller, Oram, Ray,

Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—24.

NAYS—Messrs. Schafer and Stanton—2.

Which was agreed to.

The fifth section was again read.

Mr. Dillon

Moved that Council do now adjourn.

On agreeing to the motion,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Wolbert, and were as follow :

YEAS—Mr. Calhoun—1.

NAYS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Evans, Fox, Franciscus, Gill, Harper, Harrison, Hetzell, Kater, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Simpson, Stanton, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—28.

Which was not agreed to.

Mr. Harper, seconded by Messrs. Allen, Allison, Armstrong, Billington, Evans, Fox, Franciscus, Harrison, Krupp, Marcer, Ray, Simpson, Stokes, and Vankirk,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Gill, seconded by Mr. Wolbert, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Eager, Evans, Fox, Franciscus, Harper, Harrison, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—25.

NAYS—Messrs. Gill and Stanton—2.

Which was agreed to.

The question recurring on agreeing to the fifth section,

It was agreed to.

The sixth section was again read.

On agreeing to the section,

The yeas and nays were required by Mr. Griffiths, seconded by Mr. Dillon, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Evans, Fox, Franciscus, Harper, Harrison, Hetzell, Kater, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—26.

NAYS—Messrs. Gill and Stanton—2.

Which was agreed to.

The title was agreed to.

Mr. Evans

Moved that the rules be suspended in this case and the bill read a third time by its title.

On agreeing to the motion,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Eager, Evans, Fox, Franciscus, Harper, Harrison, Kater, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—26.

NAYS—Messrs. Gill, Hetzell, and Stanton—3.

Which was agreed to.

On the final passage of the bill,

Mr. Harper, seconded by Messrs. Allen, Allison, Armstrong, Billington, Dillon, Evans, Fox, Franciscus, Harrison, Krupp, Marcer, Martin, and Simpson,

Moved the previous question.

The question being, "Shall the main question be now put?"

It was agreed to.

The question recurring on the final passage of the bill,

The yeas and nays were required by Mr. Hetzell, seconded by Mr. Dillon, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Derbyshire, Eager, Evans, Fox, Franciscus, Harper, Harrison, Krupp, Marcer, Martin, Miller, Oram, Ray, Schafer, Simpson, Stokes, Taylor, Vankirk, Willits, and Stokley, *Pres't*—25.

NAYS—Messrs. Barnes, Calhoun, Dillon, Gill, Hancock, Hetzell, Huhn, Mactague, Nickels, Palmer, Shane, Stanton, Stockham, and Wolbert—14.

Which was agreed to.

Mr. Miller,

Chairman of the Committee on Highways, presented a report with a resolution annexed, entitled "Resolution to authorize the grading and bridging of Washington lane, Twenty-first Ward." (*Appendix No. 212.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Stanton,

Chairman of the Committee on Port Wardens, presented a report with a bill annexed, entitled "An Ordinance to authorize the leasing of Dock street wharf, on the river Delaware." (*Appendix No. 213.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

Mr. Dillon

Moved that the bill be recommitted to the Committee on Port Wardens.

Which was agreed to.

Also,

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to authorize the Commissioner of Markets, Wharves, and Landings, to sell at public auction that part of Pine street wharf, on the Delaware, belonging to the City." (*Appendix No. 214.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Stanton

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

JOINT CONVENTION.

Select Council being introduced, and Councils having met in Joint Convention,

Mr. Spring, President of Select Council in the chair,

Announced the object of the Convention to be the election of a City Solicitor, to serve in place of F. Carroll Brewster, resigned,

And declared nominations to be now in order.

Mr. Van Cleve

Nominated James Lynd.

Mr. Nichols

Nominated Thomas J. Barger.

Mr. Ray

Nominated Egbert K. Nichols.

Mr. Van Cleve

Moved a call of the House, when the following members answered to their names:

SELECT COUNCIL—Messrs. Barlow, Bumm, Campbell, Cattell, Freeman, Gray, Hodgdon, Hopkins, Jones, King, Manuel, Marcus, Omerly, Page, Pollock, Ritchie, Shallcross, Shern, Smith, Van Cleve, Wagner, and Spering, *Pres't*.

COMMON COUNCIL—Messrs. Allen, Allison, Armstrong, Bardsley, Barnes, Billington, Calhoun, Derbyshire, Dillon, Eager, Evans, Fox, Franciscus, Gill, Griffiths, Hancock, Harper, Harrison, Hetzell, Huhn, Kater, Krupp, Little, Mactague, Marcer, Martin, Miller, Nickels, Oram, Palmer, Ray, Schafer, Shane, Simpson, Stanton, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*.

The Convention proceeded to the election of City Solicitor,

The clerks acting as tellers, who reported that sixty-four votes had been cast, of which

SELECT COUNCIL—Messrs. Barlow, Cattell, Freeman, Gray, Hopkins, Jones, Omerly, Pollock, Ritchie, Shallcross, Van Cleve, Wagner, and Spering, *Pres't*,

Thirteen, voted for James Lynd.

COMMON COUNCIL—Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Calhoun, Derbyshire, Eager, Evans, Fox, Franciscus, Griffiths, Hancock, Harrison, Kater, Krupp, Little, Mactague, Martin, Oram, Palmer, Schafer, Shane,

Simpson, Stanton, Stockham, Stokes, Taylor, Vankirk, Willits, Wolbert, and Stokley, *Pres't*,

Thirty-two, voted for James Lynd.

In all, forty-five votes.

SELECT COUNCIL—Messrs. Bumm, Hodgdon, Manuel, and Smith,

Four, voted for Egbert K. Nichols.

COMMON COUNCIL—Messrs. Dillon, Gill, Harper, Hetzell, Marcer, Miller, and Ray,

Seven, voted for Egbert K. Nichols.

In all, eleven votes.

SELECT COUNCIL—Messrs. Campbell, King, Marcus, Page, and Shern,

Five, voted for Thomas J. Barger.

COMMON COUNCIL—Messrs. Barnes, Huhn, and Nickels,

Three, voted for Thomas J. Barger.

In all, eight votes.

James Lynd, having received a majority of all the votes cast, was declared duly elected City Solicitor, in place of F. Carroll Brewster, resigned.

The purposes for which the Convention had assembled having been accomplished, Select Council retired.

Select Council informed Common Council that they had received a report from the Committee on Water with a resolution annexed, entitled "Resolution to lay water pipe on Mill and other streets," which they had passed and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a resolution annexed, entitled "Resolution to extend the time of J. W. Middleton's contract," which they had passed and in which they asked concurrence.

Also,

That they had received a communication from the Chief Engineer of the Water Works, and had referred the same to a Joint Special Committee of five from each Chamber, and had appointed Messrs. Gray, Freeman, Smith, Hopkins, and Page, the Committee on the part of Select Council, in which they asked concurrence.

Also,

That they had concurred in the following, to wit:

“An Ordinance supplementary to an Ordinance entitled ‘An Ordinance appropriating certain portions of Broad street,’” &c., &c., approved July 5, 1866.

“An Ordinance to make an appropriation to pay the Funded Debt of the City of Philadelphia maturing during the year eighteen hundred and sixty-seven.”

“An Ordinance to make an appropriation to pay the interest on the Funded Debt of the City of Philadelphia falling due on the first day of January, 1867.”

“An Ordinance to make an appropriation to the Clerks of Select and the Clerks and Messengers of Common Council for extra services for the year 1866.”

Also,

In Common Council's amendments to Select Council's bill, entitled “An Ordinance to make an appropriation for the construction of an iron railing around the new Court House, and furnishing and fitting up the court room and offices.”

“Resolution to authorize the grading and bridging of Washington lane, Twenty-first Ward.”

“Resolution authorizing certain transfers in the appropriation for lighting the City for the year 1866.”

“Resolution to meet in Joint Convention.”

Mr. Hetzell

Offered the following, to wit: "Resolution of request to the Legislature of Pennsylvania for the repeal of a certain provision of an Act of Assembly."

The resolution was again read.

Mr. Marcer

Moved to refer the resolution to the Committee appointed to confer with the Board of Revision, with instruction to report this day week.

Which was agreed to.

Mr. Marcer

Moved to proceed to the second reading of the bill, entitled "An Ordinance to make an appropriation to the Department of Highways, Bridges, Sewers, &c., for the year 1867."

Which was agreed to.

And moved that Council resolve itself into the Committee of the Whole, to consider the bill.

Which was agreed to.

Mr. Stanton in the chair.

After some time the Committee rose and reported the bill with amendments.

The first section as amended was again read.

Mr. Harper

Moved to postpone the further consideration of the bill for the present.

Which was agreed to.

Mr. Marcer

Moved that the rule requiring Council to adjourn a seven o'clock be suspended.

Which was agreed to.

Mr. Martin

Moved that when Council adjourn it be to meet on Wednesday afternoon next, at three o'clock.

Which was agreed to.

Council then resumed the second reading of the bill, entitled "An Ordinance to make an appropriation to the Department of Highways, Bridges, Sewers, &c., for the year 1867."

The first section was again read.

Mr. Simpson

Moved to amend by striking out of Item 7 "thirty thousand dollars," and inserting "fifty thousand dollars."

Which was not agreed to.

Mr. Schafer

Moved to amend by adding the following proviso to Item 4, viz.: "*Provided*, that the Chief Commissioner of Highways shall advertise for proposals, and award the contract to the lowest bidder."

Which was agreed to.

Mr. Schafer

Moved to amend by adding the following proviso to Item 5: "*Provided*, that the Chief Commissioner of Highways shall advertise for proposals, and award the contract to the lowest bidder."

Which was agreed to.

Mr. Willits

Moved to amend by striking out of Item 7 "thirty thousand dollars," and inserting "forty-five thousand dollars."

Which was not agreed to.

Mr. Wolbert

Moved to amend by striking out of Item 7 "thirty thousand dollars," and inserting "forty thousand dollars."

Which was not agreed to.

Mr. Armstrong

Moved to strike out of Item 8 the words "twenty-five thousand dollars," and insert "seventeen thousand dollars."

Which was not agreed to.

The question recurring on agreeing to the first and only section as amended,

It was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Mr. Marcer

Presented a communication from James Lynd, City Solicitor elect, submitting the names of his sureties.

Which was referred to the Committee on Finance.

Mr. Billington (on leave)

Read in place a bill, entitled "An Ordinance to authorize the erection of wooden buildings by James Mullin."

Which was referred to the Committee on Police.

Council then proceeded to the second reading of the bill, entitled "An Ordinance to make an appropriation to the Receiver of Taxes for the year 1867."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time and passed.

Council then proceeded to the second reading of the bill, entitled "An Ordinance to make an appropriation to the Department of Surveys for the year 1867."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time and passed.

Council resumed the consideration of the reference by Select Council, of the communication of Chief Engineer of the Water Works to a Special Committee of five from each Chamber.

Mr. Marcer

Moved that Common Council appoint a similar Committee.

Which was agreed to.

The President

Appointed Messrs. Franciscus, Fox, Ray, Bardsley, and Gill, the Committee on the part of Common Council.

Council then resumed the second reading of the resolution from Select Council, entitled "Resolution to lay water-pipes on Mill and other streets."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Council then resumed the second reading of the bill, entitled "An Ordinance to make an appropriation to the Department of City Property for the year 1867."

The first section was again read.

Mr. Harper

Moved that Council resolve itself into the Committee of the Whole to consider said bill.

On agreeing to the motion,

The yeas and nays were required by Mr. Harper, seconded by Mr. Evans, and were as follow :

YEAS—Messrs. Bardsley, Calhoun, Evans, Miller, Stanton, and Stockham—6.

NAYS—Messrs. Dillon, Fox, Franciscus, Gill, Hancock,

Harrison, Hetzell, Krupp, Mactague, Marcer, Ray, Schafer, Shane, and Stokley, *Pres't*—14.

No quorum voting,

The President

Ordered a call of the House, when the following members answered to their names :

Messrs. Bardsley, Dillon, Evans, Fox, Franciscus, Gill, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Shane, Stanton, Stockham, and Stokley, *Pres't*—17.

No quorum answering to their names,

The President

Declared Council adjourned until Wednesday afternoon next, December 19th, 1866, at 3 o'clock.

Wednesday, December 19th, 1866.

An adjourned meeting of Common Council was held this afternoon :

Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Billington,
Calhoun,
Creswell,
Derbyshire,
Eager,
Evans,
Fox,
Franciscus,
Griffiths,
Hancock,
Harper,
Harrison,

Messrs. Hetzell,
Kater,
Little,
Maetague,
Marcer,
Martin,
Miller,
Mullin,
Nickels,
Oram,
Ray,
Shane,
Simpson,
Stanton,
Willits,
Stokley, *Pres't.*

The President

Presented a communication from the School Teachers of the First School District enclosing resolutions relative to raising their salaries.

Which was read and referred to the Committee on Schools.

Mr. Marcer, (on leave,)

Chairman of the Committee on Finance, presented a report with a resolution annexed, entitled "Resolution ap-

proving the sureties of James Lynd, City Solicitor elect." (*Appendix No. 215.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also, (on leave,)

From the same Committee, a further report with a resolution annexed, entitled "Resolution to make a certain transfer in the appropriation to the Receiver of Taxes for the year 1866." (*Appendix No. 216.*)

The resolution was twice read and agreed to.

The title was agreed to.

Also, (on leave,)

From the same Committee, a further report with a bill annexed, entitled "An Ordinance to make an appropriation for lighting the City for the year 1867." (*Appendix No. 217.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Marcer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Marcer (on leave)

Offered the following, to wit: "Resolution transferring certain items of appropriation to the Police Department for the year 1866." (*Appendix No. 218.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Harper (on leave)

Read in place a bill, entitled "An Ordinance to authorize the Mayor to renew the contract for cleansing the Northern District of the City." (*Appendix No. 219.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The preamble was agreed to.

The title was agreed to.

Mr. Harper

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

Mr. Martin (on leave)

Offered the following, to wit: "Resolution of request to the Committee on Surveys."

Which was referred to the Committee on Surveys.

Mr. Little

Offered the following, to wit: "Resolution relative to the paving of Ninth street with the Nicholson pavement." (*Appendix No. 220.*)

The resolution was again read.

Mr. Simpson

Moved to amend by striking out the words "two years," and inserting "three years."

Which was agreed to.

The question being on the resolution as amended,

Mr. Fox

Moved to amend by striking out the words "three years," and inserting "five years."

Which was agreed to.

The resolution as amended was again read.

Mr. Harper

Moved to refer the resolution to the Committee on Highways.

Mr. Little, seconded by Messrs. Allison, Bardsley, Calhoun, Franciscus, Griffiths, Hancock, Kater, Mactague, Ray, Shane, Simpson, and Stanton,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Harper, seconded by Mr. Evans, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Calhoun, Derbyshire, Evans, Fox, Franciscus, Griffiths, Hancock, Hetzell, Kater, Little, Mactague, Marcer, Martin, Miller, Nickels, Oram, Ray, Shane, Simpson, Stanton, and Stokley, *Pres't*—25.

NAYS—Mr. Harrison—1.

Which was agreed to.

The question being on referring the resolution to the Committee on Highways,

It was not agreed to.

The question recurring on agreeing to the resolution as amended,

The yeas and nays were required by Mr. Allen, seconded by Mr. Bardsley, and were as follow :

YEAS—Messrs. Allen, Allison, Bardsley, Calhoun, Derbyshire, Evans, Fox, Franciscus, Griffiths, Hancock, Harrison, Hetzell, Kater, Little, Mactague, Marcer, Martin, Miller, Mullin, Nickels, Oram, Ray, Shane, Simpson, Stanton, Willits, and Stokley, *Pres't*—27.

NAYS—None.

Which was agreed to.

The title was agreed to.

Council then resumed the second reading of the bill entitled "An Ordinance to make an appropriation to the Department of City Property for the year 1867," which was under consideration at adjournment of last meeting.

The question being on the motion that Council resolve itself into a Committee of the Whole to consider the bill,

The yeas and nays were ordered by the President, and were as follow :

YEAS—Messrs. Allen, Armstrong, Derbyshire, Eager, Evans, Griffiths, Harper, Harrison, Hetzell, Little, Miller, Mullin, Nickels, Oram, and Willits—15.

NAYS—Messrs. Allison, Bardsley, Calhoun, Fox, Franciscus, Hancock, Kater, Mactague, Marcer, Martin, Ray, Shane, Simpson, Stanton, and Stokley, *Pres't*—15.

Which was not agreed to.

The first section was again read.

Mr. Armstrong

Moved to amend by inserting in Item 4 "watchman of Parade Ground," and striking out "seventy-three hundred and fifty," and inserting "seventy-eight hundred and fifty."

Which was not agreed to.

Mr. Harper

Moved to amend by striking out of Item 8 "six thousand dollars," and inserting "twenty thousand dollars."

On agreeing to the motion, the yeas and nays were required by Mr. Marcer, seconded by Mr. Oram, and were as follow:

YEAS—Messrs. Allen, Allison, Calhoun, Derbyshire, Eager, Evans, Griffiths, Harper, Little, Martin, Oram, Stanton, and Willits—13.

NAYS—Messrs. Armstrong, Bardsley, Billington, Fox, Franciscus, Hancock, Harrison, Hetzell, Kater, Marcer, Miller, Mullin, Nickels, Ray, Shane, Simpson, and Stokley, *Pres't*—17.

Which was not agreed to.

Mr. Evans

Moved to strike out of Item 8 "six thousand dollars," and insert "fifteen thousand dollars."

On agreeing to the motion, the yeas and nays were required by Mr. Evans, seconded by Mr. Harper, and were as follow:

YEAS—Messrs. Allen, Allison, Calhoun, Derbyshire, Eager, Evans, Griffiths, Harper, Little, Martin, Oram, Stanton, and Willits—13.

NAYS—Messrs. Armstrong, Bardsley, Billington, Fox, Franciscus, Hancock, Harrison, Hetzell, Kater, Marcer, Miller, Mullin, Nickels, Ray, Shane, Simpson, and Stokley, *Pres't*—17.

Which was not agreed to.

Mr. Evans

Moved to amend by striking out of Item 8 "six thousand dollars," and inserting "six thousand five hundred dollars."

Mr. Little

Moved to further amend Item 8 by inserting "fourteen thousand dollars."

Mr. Marcer, seconded by Messrs. Bardsley, Billington, Fox, Franciscus, Hancock, Harrison, Mactague, Mullen, Nickels, Ray, Shane, and Simpson,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Evans, seconded by Mr. Harper, and were as follow:

YEAS—Messrs. Armstrong, Bardsley, Billington, Fox, Franciscus, Hancock, Harrison, Hetzell, Kater, Mactague, Marcer, Miller, Mullen, Nickels, Ray, Shane, Simpson, Stanton, Willits, and Stokley, *Pres't*—20.

NAYS—None.

No quorum voting,

The President

Ordered a call of the House, when the following members answered to their names:

Messrs. Allen, Allison, Armstrong, Bardsley, Billington, Fox, Griffiths, Hancock, Harrison, Hetzell, Mactague, Marcer, Miller, Mullin, Nickels, Oram, Ray, Shane, Simpson, Stanton, Willits, and Stokley, *Pres't*.

No quorum answering to their names,

The President

Declared Council adjourned until Thursday afternoon next, December 20th, 1866, at 3 o'clock.

Thursday, December 20th, 1866.

Council met—Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Barnes,
Billington,
Calhoun,
Colehower,
Eager,
Evans,
Fox,
Franciscus,
Gill,
Hallowell,
Hancock,
Harper,
Harrison,
Hetzell,

Messrs. Kater,
Krupp,
Little,
Mactague,
Marcer,
Martin,
Miller,
Mullin,
Nickels,
Oram,
Palmer,
Ray,
Shane,
Simpson,
Stanton,
Stockham,
Willits,
Wolbert,

Stokley, *Pres't.*

The President

Presented a communication from the watchmen of the several Bridges of the City, asking for an increase in their salaries.

Which was read and referred to the Committee on Highways.

Mr. Martin,

Remonstrance of the voters of the First Division of the Eighth Ward, against dividing said Division.

Which was referred to the Committee on Law.

Mr. Palmer,

Petition of the Northern Association of the City and County of Philadelphia for the Relief and Employment of Poor Women, asking that the water rents charged on their property, No. 702 Green street, may be remitted.

Which was read and referred to the Committee on Water Works.

Mr. Colehower,

Petition of citizens of the Twenty-fifth Ward, asking that a lamp may be located at the northwest corner of Lehigh avenue and Richmond street, in said Ward.

Which was referred to the Committee on Police.

Council then resumed the second reading of the bill, entitled "An Ordinance to make an appropriation to the Department of City Property for the year 1867," which was under consideration at the adjournment of last meeting.

The question being, "Shall the main question be now put?"

The yeas and nays were ordered by the President, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Barnes, Billington, Fox, Franciscus, Gill, Hallowell, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Nickels, Ray, Shane, and Stokley, *Pres't*—19.

NAYS—Messrs. Allison, Calhoun, Colehower, Eager, Evans, Harper, Little, Martin, Oram, Palmer, Stanton, Stockham, Willits, and Wolbert--14.

Which was agreed to.

The question recurring on agreeing to inserting fourteen thousand dollars,

The yeas and nays were required by Mr. Evans, seconded by Mr. Palmer, and were as follow :

YEAS—Messrs. Allison, Calhoun, Colehower, Eager,

Evans, Hallowell, Harper, Little, Martin, Oram, Palmer, Stanton, Stockham, Willits, and Wolbert—15.

NAYS—Messrs. Armstrong, Bardsley, Barnes, Billington, Fox, Franciscus, Gill, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Nickels, Ray, Shane, and Stokley, *Pres't*—18.

Which was not agreed to.

The question recurring on agreeing to inserting six thousand five hundred dollars,

The yeas and nays were required by Mr. Evans, seconded by Mr. Harper, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Barnes, Billington, Fox, Gill, Harrison, Hetzell, Krupp, Mactague, Miller, Nickels, Ray, and Shane—14.

NAYS—Messrs. Colehower, Franciscus, Hallowell, Hancock, Marcer, Oram, Stanton, Stockham, Willits, and Stokley, *Pres't*—10.

No quorum voting,

The President

Ordered a call of the House, when the following members answered to their names :

Messrs. Allison, Armstrong, Bardsley, Barnes, Billington, Colehower, Fox, Franciscus, Gill, Hallowell, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Martin, Miller, Mullin, Nickels, Oram, Ray, Shane, Stanton, Stockham, Willits, and Stokley, *Pres't*.

A quorum of members answering to their names,

The President ordered the yeas and nays to be called, on agreeing to inserting six thousand five hundred dollars, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Barnes, Billington, Fox, Franciscus, Gill, Hallowell, Hancock, Harrison, Hetzell, Krupp, Mactague, Miller, Mullin, Nickels, Ray, Shane, Simpson, and Stokley, *Pres't*—20.

NAYS—Messrs. Marcer, Stanton, Stockham, and Willits—4.

No quorum voting,

The President

Ordered a call of the House, when the following members answered to their names :

Messrs. Allison, Armstrong, Bardsley, Barnes, Billington, Colehower, Fox, Franciscus, Gill, Hallowell, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Martin, Miller, Mullin, Nickels, Oram, Ray, Shane, Simpson, Stanton, Stockham, Willits, and Stokley, *Pres't*.

A quorum of members answering to their names,

The President again ordered the yeas and nays to be called on agreeing to inserting six thousand five hundred dollars, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Barnes, Billington, Fox, Franciscus, Gill, Hancock, Harrison, Hetzell, Krupp, Mactague, Miller, Mullin, Nickels, Ray, Shane, Simpson, and Stokley, *Pres't*—19.

NAYS—Messrs. Colehower, Marcer, Stanton, Stockham, Willits, and Wolbert—6.

Which was agreed to.

The question recurring on agreeing to the first section as amended,

The yeas and nays were required by Mr. Evans, seconded by Mr. Oram, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Barnes, Billington, Colehower, Fox, Franciscus, Gill, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Nickels, Ray, Shane, Simpson, and Stokley, *Pres't*—20.

NAYS—Messrs. Allison, Hallowell, Oram, Stanton, and Stockham—5.

Which was agreed to.

The second section was again read.

Mr. Evans

Moved that Council resolve itself into the Committee of the Whole for the purpose of general amendment.

On agreeing to the motion,

The yeas and nays were required by Mr. Evans, seconded by Mr. Palmer, and were as follow :

YEAS—Messrs. Allison, Calhoun, Eager, Evans, Hallowell, Harper, Martin, Mullen, Oram, Palmer, and Stockham—11.

NAYS—Messrs. Armstrong, Bardsley, Barnes, Billington, Colehower, Fox, Franciscus, Gill, Hancock, Harrison, Hetzell, Krupp, Maetague, Marcer, Miller, Nickels, Ray, Shane, Simpson, Stanton, Willits, and Stokley, *Pres't*—22.

Which was not agreed to.

Mr. Marcer, seconded by Messrs. Bardsley, Billington, Fox, Franciscus, Hancock, Harrison, Maetague, Nickels, Ray, Shane, Simpson, and Stanton,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Evans, seconded by Mr. Harper, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Barnes, Billington, Colehower, Fox, Franciscus, Hancock, Harrison, Hetzell, Krupp, Maetague, Marcer, Mullen, Nickels, Ray, Shane, Simpson, Stanton, Stockham, and Stokley, *Pres't*—21.

NAYS—Messrs. Allison, Hallowell, Martin, Miller, and Willits—5.

Which was agreed to.

The question recurring on agreeing to the second section,

The yeas and nays were required by Mr. Evans, seconded by Mr. Harper, and were as follow :

YEAS—Messrs. Armstrong, Bardsley, Barnes, Billington,

Colehower, Fox, Franciscus, Gill, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Nickels, Ray, Shane, Simpson, Stockham, Willits, and Stokley, *Pres't*—22.

NAYS—Messrs. Allison, Martin, Mullin, Stanton, and Wolbert—5.

Which was agreed to.

The third section was again read.

Mr. Evans

Moved that the further consideration of the bill be postponed for one week.

On agreeing to the motion, the yeas and nays were required by Mr. Evans, seconded by Mr. Harper, and were as follow :

YEAS—Messrs. Allison, Hallowell, Harper, Martin, Stanton, Stockham, and Willits—7.

NAYS—Messrs. Allen, Armstrong, Bardsley, Barnes, Billington, Colehower, Fox, Franciscus, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Mullin, Nickels, Ray, Shane, Simpson, Wolbert, and Stokley, *Pres't*—22.

Which was not agreed to.

Mr. Marcer, seconded by Messrs. Allen, Bardsley, Billington, Fox, Franciscus, Harrison, Mactague, Nickels, Ray, Shane, Simpson, and Stanton,

Moved the previous question.

The question being, "Shall the main question be now put?"

The yeas and nays were required by Mr. Harper, seconded by Mr. Evans, and were as follow :

YEAS—Messrs. Allen, Armstrong, Bardsley, Barnes, Billington, Calhoun, Colehower, Evans, Fox, Franciscus, Hancock, Harper, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Mullin, Nickels, Ray, Shane, Simpson, and Stokley, *Pres't*—24.

NAYS—Messrs. Hallowell, Stanton, Stockham, Willits, and Wolbert—5.

Which was agreed to.

The question being on agreeing to the third section,

The yeas and nays were required by Mr. Evans, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Armstrong, Bardsley, Barnes, Billington, Colehower, Fox, Franciscus, Gill, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Mullin, Nickels, Ray, Shane, Simpson, and Stokley, *Pres't*—22.

NAYS—Messrs. Allison, Eager, Hallowell, Oram, Stanton, Stockham, and Wolbert—7.

Which was agreed to.

Mr. Harper

Moved that the total appropriation be amended accordingly.

Which was agreed to.

The title was read.

On agreeing to the title, the yeas and nays were required by Mr. Evans, seconded by Mr. Harper, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Barnes, Billington, Colehower, Fox, Franciscus, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Mullin, Nickels, Ray, Shane, Simpson, Stockham, Wolbert, and Stokley, *Pres't*—24.

NAYS—Messrs. Hallowell, Oram, and Stanton—3.

Which was agreed to.

The bill was read a third time by its title.

On the final passage of the bill,

The yeas and nays were required by Mr. Evans, seconded by Mr. Harper, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Barnes, Billington, Colehower, Fox, Franciscus, Hancock, Harrison, Hetzell, Krupp, Mactague, Marcer, Miller, Mullin, Nickels, Ray, Shane, Simpson, Stanton, Stockham, and Stokley, *Pres't*—24.

NAYS—Mr. Oram—1.

Which was agreed to.

Council then resumed the second reading of the bill entitled “An Ordinance to make an appropriation to the Guardians of the Poor for the year 1867.”

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Also,

Resumed the second reading of the bill entitled “An Ordinance to make an appropriation for cleansing the streets of the City, for the year 1867.”

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Also,

Resumed the second reading of the bill entitled “An Ordinance to make an appropriation to the Department of Police for the year 1867.”

The first and only section was again read.

Mr. Billington

Moved to amend the section by striking out of Item 10

“three hundred dollars,” and inserting “two thousand dollars.”

Which was not agreed to.

The question recurring on agreeing to the first and only section,

It was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Also,

Resumed the second reading of the bill entitled “An Ordinance to make an appropriation to the Superintendent of the City Railroads for the expenses of the year 1867.”

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Also,

Resumed the second reading of the bill entitled “An Ordinance to make an appropriation to the Board of Revision for the expenses of the year 1867.”

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Mr. Harper (on leave)

Presented a communication from George S. Bethell, architect of the new Court House, relative to heating and ventilating the same, stating that the contractor refuses to finish his work until an appropriation is made to pay the bill.

Which was read.

Mr. Armstrong

Moved to refer the communication to the Special Committee of three on heating and ventilating the new Court House, with instructions to report this day week.

Which was agreed to.

Council then resumed the second reading of the bill entitled "An Ordinance to make an appropriation to the Clerks of Councils for the year 1867."

The first and only section was again read.

Mr. Hetzell

Moved to add Item 9: "For printing and binding a manual for the use of members for 1867, five hundred dollars."

Which was not agreed to.

Mr. Bardsley

Moved to amend by striking out of the proviso "seven hundred and fifty," and inserting "five hundred" in the eighteenth line, and striking out of nineteenth line "five hundred," and inserting "three hundred."

On agreeing to the motion, the yeas and nays were required by Mr. Nickels, seconded by Mr. Allison, and were as follow:

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Barnes, Billington, Derbyshire, Fox, Franciscus, Gill, Hallowell, Hancock, Harper, Harrison, Hetzell, Krupp, Miller, Mullin, Nickels, Oram, Ray, Shane, and Stockham—23.

NAYS—Messrs. Marcer, Martin, Simpson, Stanton, Willits, Wolbert, and Stokley, *Pres't*—7.

Which was agreed to.

Mr. Nickels

Moved to amend by striking out of Item 2 "twelve thousand dollars," and inserting "ten thousand dollars."

Which was agreed to.

Mr. Fox

Moved to amend by striking out of Item 3 "thirty-two hundred and thirty dollars," and inserting "twenty-five hundred dollars."

Which was agreed to.

Mr. Hetzell

Moved to amend by adding the following to Item 6: "Provided, that no carriage or carriages be furnished by the Clerks of these Councils, unless upon the written order of the Chairmen of the Joint Committees, said orders to be returned as vouchers by the said Clerks, for the inspection of the Committee on Printing and Supplies."

Which was agreed to.

Mr. Martin

Moved to amend by adding Item 9, "For printing and binding a manual for the use of members four hundred dollars."

Which was agreed to.

The first section as amended was agreed to.

Mr. Miller

Moved to reconsider the vote upon which the first and only section was agreed to.

Which was agreed to.

The question recurring on agreeing to the first and only section,

Mr. Marcer

Moved to amend the section by adding the following: "Provided also, that the Department of Clerks of Councils shall make no contract or purchases for supplies, except with the consent of the Committee on Printing and Supplies."

Which was agreed to.

Mr. Marcer

Moved that the total appropriation be amended accordingly.

Which was agreed to.

The section as amended was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Select Council informed Common Council that they had received a report from the Committee on Girard Estates, with two bills and a resolution annexed, entitled as follows: "An Ordinance to make an appropriation out of the incomes of the Girard Estates for the purposes therein mentioned."

"An Ordinance to make an appropriation for deficiencies for previous years, and for the use and support of the Girard College for Orphans for the year 1867."

"Resolution authorizing the Directors of Girard College to admit additional pupils;" in all of which they asked concurrence.

Also,

That they had received a report from the Committee on Law with a resolution annexed, entitled "Resolution of request to the Legislature," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on City Property with a resolution annexed, entitled "Resolution to make transfer of certain items of the appropriation to the Department of City Property for the year 1866," in which they asked concurrence.

Also,

That they had passed a resolution entitled "Joint resolution requesting the Mayor to return the Ordinance taxing fire insurance companies," in which they asked concurrence.

Also,

That they had received a report from the Committee on Law with two bills annexed, entitled as follows: "A further supplement to an Ordinance to regulate passenger railways," approved July 7, 1857.

Also,

A bill entitled "An Ordinance supplementary to an Ordinance supplementary to an Ordinance to regulate passenger railways," approved July 7, 1857, both of which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee, with a bill annexed, entitled "An Ordinance to enable John Davy & Co. to reimburse themselves for the cost of building a certain culvert on Fifteenth street, from Thompson street to Columbia avenue, in the Twentieth Ward," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Joint Special Committee on communication from the Chief Engineer of the Water Works, with a resolution annexed, entitled "Resolution to discharge the Joint Special Committee on the communication from the Chief Engineer of the Water Works," which they had passed and in which they asked concurrence.

Also,

That they had passed a bill entitled "An Ordinance to place a certain Fire Alarm Telegraph Box," and in which they asked concurrence.

Also,

That they had received a report from the Committee on Water Works with a resolution annexed, entitled "Resolution to extend the time of J. H. Middleton's contract," which they had passed and in which they asked concurrence.

Also,

That they had passed a resolution entitled "Resolution to enter satisfaction on the official bond of George F. Gordon, late Chief Inspector of Streets," and in which they asked concurrence.

Also,

That they had passed a bill entitled "An Ordinance to make an appropriation to pay the Messenger and Page of Select Council," and in which they asked concurrence.

Also,

That they had concurred in the following, to wit:

"An Ordinance to make an appropriation to the Receiver of Taxes for the year 1867."

"An Ordinance to make an appropriation to the Superintendent of City Railroads for the expenses of the year 1867."

"An Ordinance to make an appropriation to the Department of Surveys for the year 1867."

"An Ordinance to make an appropriation to the Guardians of the Poor for the year 1867."

"An Ordinance to make an appropriation to the Department of City Treasurer for the year 1867."

"An Ordinance to make an appropriation to the Board of Revision for the expenses of the year 1867."

"An Ordinance to make an appropriation to the Department of Police for the year 1867."

"Resolution transferring certain items in the appropriation to the Police Department for the year 1866."

"Resolution to make a certain transfer in the appropriation to the Receiver of Taxes for the year 1866."

"Resolution relative to the paving of Ninth street with the Nicholson pavement."

"Resolution approving the sureties of James Lynd, City Solicitor elect."

Council then resumed the second reading of the bill, entitled "An Ordinance to make an appropriation to the Department of the City Treasurer for the year 1867."

The first section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Council then proceeded to the second reading of the resolution from Select Council, entitled "Resolution to make transfers of certain items in the appropriation to the Department of City Property for the year 1866."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "Resolution to discharge the Joint Special Committee on the communication of the Chief Engineer of the Water Works."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to extend the time of J. H. Middleton's contract."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to enable John Davy & Co. to reimburse themselves for the cost of building a cer-

tain culvert on Fifteenth street, from Thompson street to Columbia avenue, in the Twentieth Ward."

Mr. Marcer

Moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read and agreed to.

The second section was again read.

Mr. Armstrong

Moved to refer the bill to the Committee on Surveys of Common Council, with instructions to report on Thursday next.

Which was agreed to.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Joint Resolution requesting the Mayor to return the Ordinance taxing Fire Insurance Companies."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of request to the Legislature."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select

Council, entitled "An Ordinance to place a certain Fire Alarm Telegraph Box."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Palmer

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation out of the income of the Girard Estate for the purposes therein mentioned."

The first section was again read and agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The fourth section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation for the deficiency of previous years, and for the use and support of the Girard College for Orphans, for the year 1867."

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution authorizing the Directors of Girard College to admit additional pupils."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance supplementary to an Ordinance to regulate Passenger Railways, approved July 7th, 1857."

The first section was again read and agreed to.

The second section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "A further supplement to an Ordinance to regulate Passenger Railways," approved July 7, 1857.

The first and only section was again read and agreed to.

Mr. Evans

Moved to add Section 2, as follows: "The West Philadelphia Passenger Railway Company be taxed the sum of

six thousand dollars per annum, as an additional tax for the use of the Market street bridge."

Which was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred with amendment.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to enter satisfaction on the official bond of George F. Gordon, late Chief Inspector of Streets."

The resolution was again read.

Mr. Evans

Moved to refer the bill to the Committee on Finance.

Which was agreed to.

Council then proceeded to the second reading of the bill, entitled "An Ordinance to make an appropriation to the Trustees of the City Ice Boat for the year 1867."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Mr. Marcer

Moved that the rules requiring Council to adjourn at seven o'clock be suspended for this evening.

Which was agreed to.

Mr. Marcer

Moved that Council take a recess at seven o'clock for half an hour.

Which was agreed to.

Mr. Harper, (on leave,)

Chairman of the Special Committee on Board of Revision, presented a report with a resolution annexed, entitled "Resolution of request to the Legislature of Pennsylvania."

The resolution was twice read and agreed to.

The title was agreed to.

Council resumed the second reading of the bill, entitled "An Ordinance to make an appropriation to the Commissioner of Markets, Wharves, and Landings, for the year 1867."

The first and only section was again read.

Mr. Hetzell

Moved to amend by striking out of Item 11 "one thousand dollars," and inserting "eight hundred dollars."

Which was agreed to.

Mr. Marcer

Moved to amend by striking out of Item 2 "five thousand nine hundred and ninety dollars," and inserting "six thousand one hundred and forty dollars."

Which was agreed to.

Mr. Marcer

Moved that the total appropriation be amended accordingly.

Which was agreed to.

The first and only section as amended was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Also,

Resumed the second reading of the bill, entitled "An

Ordinance to make an appropriation to the Department of City Controller for the year 1867."

The first and only section was again read.

Mr. Hancock

Moved to amend by striking out of Item 1 "five thousand six hundred dollars," and inserting "five thousand one hundred."

Which was agreed to.

Mr. Hancock

Moved that the total appropriation be amended accordingly.

Which was agreed to.

The first and only section as amended was again read and agreed to.

The title was agreed to.

The bill was read a third time and passed.

Also,

Resumed the second reading of the bill entitled "An Ordinance to make an appropriation to the Law Department for the year 1867, and for other purposes."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time and passed.

Also,

Resumed the second reading of the bill, entitled "An Ordinance to make an appropriation to the City Commissioners for the expenses of the year 1867."

The first and only section was again read.

The hour of seven o'clock having arrived, Council took a recess for half an hour.

The hour of seven and a half o'clock having arrived,

Mr. Stokley

Called Council to order.

Council then resumed the second reading of the bill entitled "An Ordinance to make an appropriation to the City Commissioners for the expenses of the year 1867."

The question being on agreeing to the first and only section,

Mr. Hetzell

Moved to amend by striking out from Item 33 to 38, inclusive.

Which was not agreed to.

Mr. Harper

Moved to amend by adding to Item 65, "Provided, that the Assessors' blotters, books of assessment, and tax duplicates shall be made in the form directed by the Board of Revision of Taxes."

Which was agreed to.

Mr. Marcer

Moved to amend by striking out of Item 61 "one thousand dollars," and inserting "six thousand dollars."

Which was agreed to.

Mr. Marcer

Moved that the total appropriation be amended accordingly.

Which was agreed to.

The first and only section as amended was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Also,

Resumed the second reading of the bill entitled "An Ordinance to make an appropriation to the Controllers of Public Schools of the First School District for 1867."

The first section was again read.

Mr. Marcer

Moved that the further consideration of the bill be postponed and made the special order for Thursday next, at 4½ o'clock.

Which was agreed to.

Select Council informed Common Council that they had concurred in the bill entitled "An Ordinance to make an appropriation for lighting the City for the year 1867," with the following amendment, viz.:

Amend the first and only section by striking out the words "one hundred and fifty new lamps," in Item 3, and inserting in their place the words "two hundred new lamps." And by striking out in the same item the words "four thousand, two hundred and sixty-seven dollars and fifty cents," and inserting in the place the words "five thousand, six hundred and ninety dollars." And amend the total appropriation by adding "one thousand, four hundred and twenty-two dollars and fifty cents, thereto."

Mr. Simpson

Moved that Common Council concur in Select Council's amendments.

Which was agreed to.

So Common Council concurred in Select Council's amendments.

Council resumed the second reading of the bill entitled "An Ordinance to make an appropriation to the Department for Supplying the City with Water for the year 1867."

The first and only section was again read.

Mr. Harper

Moved to amend the section by striking out of Item 1 "four thousand dollars," and inserting "twenty-eight hundred dollars."

Mr. Fox

Moved to amend by inserting "five thousand dollars."

On agreeing to the motion,

The yeas and nays were required by Mr. Miller, seconded by Mr. Wolbert, and were as follow :

YEAS—Messrs. Colehower, Dillon, Fox, Franciscus, Hancock, Marcer, Palmer, Shane, Simpson, Stanton, Stockham, Wolbert, and Stokley, *Pres't*—13.

NAYS—Messrs. Allison, Evans, Hetzell, Krupp, Miller, and Oram—6.

No quorum voting,

The President

Ordered a call of the House, when the following members answered to their names :

Messrs. Dillon, Fox, Hancock, Harper, Hetzell, Krupp, Marcer, Palmer, Shane, Simpson, Stockham, Wolbert, and Stokley, *Pres't*.

No quorum answering to their names,

The President

Declared Council adjourned until Thursday afternoon next, at three o'clock.

Thursday, December 27th, 1866.

Council met—Members present :

Messrs. Allen,
Allison,
Armstrong,
Bardsley,
Billington;
Calhoun,
Colehower,
Creswell,
Derbyshire,
Dillon,
Earnest,
Fox,
Franciscus,
Gill,
Griffiths,
Hancock,
Harper,
Harrison,
Hetzell,
Hill,
Huhn,

Messrs. Krupp,
Little,
Mactague,
Marcer,
Martin,
Miller,
Mullin,
Nickels,
Oram,
Palmer,
Ray,
Schafer,
Shane,
Simpson,
Stanton,
Stockham,
Taylor,
Vankirk,
Willits,
Wolbert,
Stokley, *Pres't.*

The President

Presented a communication from the Directors of the Fire Department, stating that a committee had been appointed by them to suggest a plan for reorganizing the Fire Department, and requesting that further action may be suspended relative to this matter by Councils.

Which was read and referred to the Committee on Trusts and Fire.

Also,

Communication from Lathbury, Wickersham & Co., agents of the steamships running from this port to Providence and Charleston, asking that the lease of Dock street wharf may be sold to the highest bidder, at public sale.

Which was read and referred to the Committee on Port Wardens.

Also,

Communication from Chief Engineer of the Fire Department, reporting that the Franklin Engine and Niagara Hose Companies had been put out of service by him for alleged riotous conduct on Sunday morning last, and inviting the Committee on Trusts and Fire to attend this evening to hear the evidence.

Which was read and referred to the Committee on Trusts and Fire.

Mr. Calhoun,

Communication of the agent of Philadelphia, Albany and Troy line of steamers, asking that the lease of Dock street wharf may be put up at auction to the highest bidder.

Which was read and referred to the Committee on Port Wardens.

Mr. Marcer, (on leave,)

Communication from the Finance Committee of the Trustees of the Philadelphia Gas Works, protesting against the price appropriated by Councils to pay for lighting the City for the year 1867.

Which was read and referred to the Committee on Gas Works.

Council then resumed the second reading of the bill entitled, "An Ordinance to make an appropriation to the Department for supplying the City with Water, for the year 1867," which was under consideration at adjournment of last meeting.

The question being on agreeing to inserting in Item 1
“five thousand dollars,”

The yeas and nays were ordered by the President, and
were as follow :

YEAS—Messrs. Bardsley, Billington, Creswell, Fox, Francisus, Gill, Hancock, Krupp, Little, Mactague, Marcer, Nickels, Ray, Schafer, Shane, Stanton, Stockham, Vankirk, and Stokley, *Pres't*—19.

NAYS—Messrs. Allen, Allison, Armstrong, Calhoun, Derbyshire, Earnest, Griffiths, Harper, Harrison, Hetzell, Martin, Miller, Mullin, Oram, and Willits—15.

Which was agreed to.

Mr. Marcer

Moved that the total appropriation be amended accordingly.

Which was agreed to.

The question being on agreeing to the section as amended,

The yeas and nays were required by Mr. Martin, seconded by Mr. Oram, and were as follow :

YEAS—Messrs. Bardsley, Billington, Creswell, Fox, Francisus, Gill, Hancock, Krupp, Little, Mactague, Marcer, Nickels, Ray, Schafer, Shane, Stanton, Stockham, and Stokley, *Pres't*—18.

NAYS—Messrs. Allen, Allison, Armstrong, Calhoun, Derbyshire, Earnest, Harper, Harrison, Hetzell, Hill, Martin, Miller, Oram, and Willits—14.

Which was agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Select Council informed Common Council that they had concurred in the bill entitled “An Ordinance to make an Appropriation to the Clerks of Councils for the year 1867,”

with the following amendments, viz.: Amend the first and only section by striking out the words "five hundred" in the proviso following item 8, and inserting "seven hundred and fifty ; and striking out "three hundred" and inserting "five hundred ;" and striking out the words "ten thousand" in item 2, and inserting "twelve thousand ;" and striking out "twenty-five hundred" in item 3, and inserting "thirty-two hundred and fifty," and amend the total appropriation accordingly, in which they ask concurrence.

Mr. Harper

Moved that Common Council concur in Select Council's amendments.

Which was agreed to.

So Common Council concurred in Select Council's amendments.

Mr. Miller,

Chairman of the Committee on Highways, presented a report and resolution annexed, entitled, "Resolution to authorize the paving of Leib, Warnock and Alder streets." (*Appendix No. 222.*)

The resolution was again read.

Mr. Fox

Moved that the further consideration of the resolution be indefinitely postponed.

Which was not agreed to.

The resolution was agreed to.

The title was agreed to.

The following message was received from the Mayor :

OFFICE OF THE MAYOR
OF THE CITY OF PHILADELPHIA.

December 27, 1866.

To the President and Members of the
Common Council of the City of Philadelphia :

GENTLEMEN:—I have approved and signed the following ordinances and joint resolutions, to wit :

December 7, 1866.—An Ordinance increasing the salaries of the Chief of Police, Lieutenants, Sergeants and Policemen of the City of Philadelphia.

December 12, 1866.—Resolution to authorize certain transfers in the appropriation to the Guardians of the Poor for 1866.

December 12, 1866.—An Ordinance to make an appropriation to the Commissioners of the Sinking Fund for the year 1867.

December 12, 1866.—An Ordinance to authorize the erection of additional Market Houses on Girard avenue, for the use of farmers.

December 12, 1866.—Resolution to release a certain property of Wm. H. Kern from the lien of a certain judgment.

December 12, 1866.—Resolution to authorize certain transfers in the appropriation to the Department of Highways for the year 1866.

December 12, 1866.—Resolution to authorize the releasing of the premises now occupied by the Department of Markets, Wharves and Landings.

December 12, 1866.—Resolution authorizing the City Controller to make a certain transfer.

December 12, 1866. — Resolution transferring certain items of appropriation to the Police Department for the year 1866.

December 12, 1866.—An Ordinance to levy and fix the rate of Taxes for the year 1867.

December 12, 1866.—An Ordinance to authorize the Commissioner of Markets to appoint a Clerk for the Markets in Manayunk, Twenty-first Ward.

December 12, 1866.—An Ordinance to make an additional appropriation to the City Commissioners to pay certain claims.

December 12, 1866.—Resolution approving the sureties of Charles A. Porter, Supervisor.

December 14, 1866.—An Ordinance to make an appropriation to the Clerks of Select and the Clerks and Messengers of Common Council, for extra services for the year 1866.

December 14, 1866.—Resolution authorizing certain transfers in the appropriation for lighting the City for the year 1866.

December 14, 1866.—Resolution to authorize the grading and bridging of Washington lane, Twenty-first Ward.

December 14, 1866.—An Ordinance to make an appropriation to pay the Funded Debt of the City of Philadelphia maturing during the year 1867.

December 14, 1866.—An Ordinance to make an appropriation to pay the interest on the Funded Debt of the City of Philadelphia, falling due on the first day of January, 1867.

December 14, 1866.—An Ordinance supplementary to an Ordinance entitled, "An Ordinance appropriating certain portions of Broad street, &c., &c.," approved July 5, 1866.

December 21, 1866.—Resolution approving the sureties of James Lynd, City Solicitor elect.

December 21, 1866.—An Ordinance to make an appropriation to the Superintendent of the City Railroad for the expenses of the year 1867.

December 21, 1866.—An Ordinance to make an appropriation to the Department of Police for the year 1867.

December 21, 1866.—Resolution transferring certain items of appropriation to the Police Department for the year 1866.

December 21, 1866.—An Ordinance to make an appropriation to the Guardians of the Poor for the year 1867.

December 21, 1866.—An Ordinance to make an appropriation for lighting the City for the year 1867.

December 21, 1866.—An Ordinance to make an appropriation to the Department of the City Treasury for the year 1867.

December 21, 1866.—An Ordinance to make an appropriation to the Board of Revision for the expenses of the year 1867.

December 21, 1866.—An Ordinance to make an appropriation to the Receiver of Taxes for the year 1867.

December 21, 1866.—An Ordinance to make an appropriation to the Department of Surveys for the year 1867.

December 21, 1866.—Resolution to make a certain transfer in the appropriation to the Receiver of Taxes for the year 1866.

December 21, 1866.—Resolution relative to the paving of Ninth street with the Nicholson pavement.

Very respectfully,

MORTON McMICHAEL,

Mayor of Philadelphia.

Select Council informed Common Council that they had received a report from the Committee on Girard Estates, with bill and resolution annexed, entitled as follows: "An Ordinance to authorize the surrender of C. H. Derringer and Morris Robinson of a certain lease."

And

"Resolution to authorize a lease of certain coal lands to

the Boston and Mahanoy Coal Company," both of which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the Committee on Schools with a resolution annexed, entitled "Resolution to authorize a certain transfer in the annual appropriation to the Controllers of Public Schools," which they had passed, and in which they asked concurrence.

Also,

That they had passed a bill entitled "An Ordinance making an appropriation for the payment of R. Alexander West for phonographic services," in which they asked concurrence.

Also,

That they had received a report from the Committee on Law with a resolution annexed, entitled "Resolution to release the Committee on Law from the consideration of a certain petition," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a bill annexed, entitled "An Ordinance to make an appropriation to pay Nathan Nathans, attorney in fact of Rebecca Nathans' trustee," which they had passed, and in which they asked concurrence.

Also,

That they had received a report from the same Committee with a resolution annexed, entitled "Resolution in reference to the meeting of Councils," which they had passed, and in which they asked concurrence.

Also,

That they had passed a resolution entitled "Resolution of inquiry of the Commissioner of City Property," in which they asked concurrence.

Also,

That they had passed a bill entitled "An Ordinance to authorize George W. Hammersley to erect a wooden building one-story high on Germantown avenue, adjoining the depot of the Philadelphia, Germantown, and Norristown Railroad," in which they asked concurrence.

Mr. Stanton,

Chairman of the Committee on Port Wardens, presented a report with a bill annexed, entitled "An Ordinance to authorize the leasing of Dock Street Wharf, on the river Delaware." (*Appendix No. 223.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first section was again read.

Mr. Dillon

Requested that a petition from Philip Fitzpatrick be read, offering to pay seven thousand, five hundred dollars if a lease were given to him for three, five, or ten years, &c., of Dock Street Wharf, on the river Delaware.

Which was read and laid on the table.

The question being on agreeing to the first section,

Mr. Hetzell

Moved to strike out all after the enacting clause, and insert the following: "That the Commissioner of Markets, Wharves and Landings be and he is hereby directed to lease Dock Street Wharf at public outcry, to the highest bidder, on Monday, the 31st of December, at the Merchants' Exchange, provided that no bid less than seven thousand dollars be accepted."

Mr. Derbyshire, seconded by Messrs. Bardsley, Calhoun, Earnest, Franciscus, Griffiths, Harper, Hill, Little, Mac-tague, Martin, Oram, Palmer, and Simpson,

Moved the previous question.

The question being, "Shall the main question be now put?"

It was agreed to.

The question being on agreeing to the motion of Mr. Hetzell,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allison, Colehower, Dillon, Gill, Hetzell, Huhn, Krupp, Mullin, Ray, and Stokley, *Pres't*—10.

NAYS—Messrs. Allen, Bardsley, Billington, Calhoun, Creswell, Derbyshire, Earnest, Fox, Franciscus, Griffiths, Hancock, Harper, Harrison, Hill, Little, Mactague, Marcer, Martin, Miller, Oram, Palmer, Schafer, Shane, Simpson, Stanton, Vankirk, Willits, and Wolbert—28.

Which was not agreed to.

The question recurring on agreeing to the first section,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Krupp, and were as follow :

YEAS—Messrs. Allen, Allison, Bardsley, Billington, Calhoun, Colehower, Creswell, Derbyshire, Earnest, Fox, Franciscus, Hancock, Harper, Harrison, Hill, Little, Mactague, Marcer, Martin, Miller, Oram, Palmer, Schafer, Shane, Simpson, Stanton, Vankirk, Willits, Wolbert, and Stokley, *Pres't*—30.

NAYS—Messrs. Dillon, Gill, Griffiths, Hetzell, Huhn, Krupp, Mullin, and Ray—8.

Which was agreed to.

The second section was again read and agreed to.

The third section was again read and agreed to.

The title was agreed to.

Mr. Stanton

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

The hour of four and-a-half o'clock having arrived, Council resumed the second reading of the bill entitled "An Ordinance to make an appropriation to the Controllers of Public Schools of the First School District, for 1867," which had been made the special order for that time.

Mr. Marcer

Moved that the further consideration of the bill be postponed for the present.

Which was agreed to.

Mr. Hancock, (on leave,)

Chairman of the Special Committee to whom was referred the bill from Select Council, entitled "An Ordinance to make an appropriation for the construction of heating and ventilating apparatus for the new Court House," reported the same back as committed, with a resolution annexed, entitled "Resolution of instruction to the City Controller." (*Appendix No. 224.*)

The resolution was twice read and agreed to.

The title was agreed to.

Council then proceeded to the second reading of the resolution from Select Council entitled "Resolution in reference to the meeting of Councils."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation to pay Nathan Nathans, attorney in fact of Rebecca Nathans' trustee."

The first section was again read.

Mr. Simpson

Moved that the further consideration of the bill be indefinitely postponed.

Which was agreed to.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to authorize a certain transfer in the annual appropriation to the Controllers of Public Schools."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance making an appropriation for the payment of R. Alexander West for phonographic services."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Hetzell

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution to discharge the Committee on Law from the consideration of a certain subject."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation to pay the Messenger and Page of Select Council."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the bill from Select Council, entitled "An Ordinance to authorize the surrender by C. H. Dengler and Morris Robinson of a certain lease."

The first and only section was again read and agreed to.

The title was agreed to.

Mr. Willits

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from

Select Council, entitled "Resolution to authorize a lease of certain coal lands to the Boston and Mahanoy Coal Company."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Also,

Proceeded to the second reading of the resolution from Select Council, entitled "Resolution of inquiry of the Commissioner of City Property."

The resolution was twice read and agreed to.

The title was agreed to.

So Common Council concurred.

Council then resumed the second reading of the bill from Select Council, entitled "An Ordinance to make an appropriation for the construction of heating and ventilating apparatus for new Court House."

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

So Common Council concurred.

Mr. Hetzell (on leave)

Offered the following, to wit :

RESOLUTION

Of thanks to William S. Stokley, Esq.

Resolved by the Common Council of the City of Philadelphia,
That the thanks of this Council are eminently due and are hereby tendered to William S. Stokley, Esq., for the ability, courtesy, and impartiality with which he has discharged the duties of President of Common Council, and the best

wishes of its members follow him through his future course in life.

Resolved, That the Clerks of this Council be directed to transmit an engrossed copy of the above resolution to William S. Stokley, Esq.

The first resolution was twice read and agreed to.

The second resolution was twice read and agreed to.

The title was agreed to.

Mr. Bardsley,

Chairman of the Special Committee on the charge that two hundred dollars had been paid for carriage hire for Committee on Gas Investigation of Common Council, presented a report with a resolution annexed, entitled "Resolution to discharge a Special Committee." (*Appendix No. 225.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Hancock (on leave)

Offered the following, to wit: Resolution of instruction to the Commissioner of City Property." (*Appendix No. 226.*)

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Billington (on leave)

Read in place a bill, entitled "An Ordinance to authorize James Mullin to erect a wooden building one story high, at Ninth and Columbia avenue." (*Appendix No. 227.*)

And moved to proceed to the second reading and consideration of the same.

Which was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.



Mr. Billington

Moved that the rules be suspended in this case, and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time by its title and passed.

Council then resumed the second reading of the bill entitled "An Ordinance to make an appropriation to the Controllers of Public Schools of the First School District, for 1867."

The first section was again read.

Mr. Harper

Moved that Council resolve itself into the Committee of the Whole, to consider the bill.

Which was agreed to.

Mr. Harper in the chair.

After some time the Committee rose, reported progress, and asked leave to sit again for the purpose of enabling Council to suspend the rule requiring it to adjourn at 7 o'clock.

Select Council informed Common Council that they had concurred in the following, to wit:

"An Ordinance to make an appropriation for cleansing the streets of the city for the year 1867."

"An Ordinance to authorize the Mayor to renew the contract for cleansing the Northern District of the City."

"An Ordinance to make an appropriation to the Department of City Property for the year 1867."

"An Ordinance to make an appropriation to the Law Department for the year 1867, and for other purposes."

"An Ordinance to make an appropriation to the Department of Markets, Wharves, and Landings for the year 1867."

“An Ordinance to make an appropriation to the Trustees of the City Ice Boat for the year 1867.”

“An Ordinance to authorize James Mullin to erect a wooden building, one story high, at Ninth and Columbia avenue.”

“Resolution to authorize the paving of Leib, Warnock, and Alder streets.”

“Resolution of request to the Legislature of Pennsylvania.”

Also,

That they had receded from their amendments to the bill entitled “An Ordinance to make an appropriation to the Department of City Controller for the year 1867.”

Mr. Simpson

Moved that the rule requiring Council to adjourn at seven o'clock be suspended for this evening.

Which was agreed to.

Council then resolved itself into the Committee of the Whole for the purpose of considering bill entitled “An Ordinance to make an appropriation to the Controllers of Public Schools for the First School District for 1867.”

Mr. Harper in the chair.

After some time the Committee rose and reported the bill with amendments.

The question being on agreeing to the first and only section as amended,

Mr. Dillon

Moved to reduce Item 1 to fifteen hundred dollars.

Which was not agreed to.

Mr. Harper, seconded by Messrs. Allen, Calhoun, Fox, Francisus, Griffiths, Harrison, Little, Marcer, Palmer, Stanton, Stockham, and Vankirk,

Moved the previous question.

The question being, "Shall the main question be now put?"

It was agreed to.

The first and only section was again read and agreed to.

The title was agreed to.

The bill was read a third time by its title and passed.

Select Council informed Common Council that they had concurred in the bill entitled "An Ordinance to make an appropriation to the Department of Highways, Bridges, Sewers, &c., for the year 1867," with the following amendments, viz.: Amend the first and only section by striking out the provisos to Items 4, 5, and 10; and strike out "thirty thousand," in Item 7, and insert "fifty thousand;" and further amend by inserting the following immediately after Item 25: "Item 26. For amount required for the completion of improvements of Broad street, from Columbia avenue to Germantown avenue, twelve thousand dollars;" and amend the total appropriation accordingly.

Mr. Marcer

Moved that Common Council concur in Select Council's amendments.

On agreeing to the motion,

The yeas and nays were required by Mr. Dillon, seconded by Mr. Hetzell, and were as follow :

YEAS—Messrs. Allen, Allison, Armstrong, Bardsley, Calhoun, Harrison, Little, Martin, Miller, Oram, Palmer, Simpson, Stockham, and Vankirk—14.

NAYS—Messrs. Billington, Colehower, Derbyshire, Dillon, Fox, Franciscus, Griffiths, Hancock, Harper, Hetzell, Krupp, Mactague, Marcer, Shane, and Stokley, *Pres't*—15.

Which was not agreed to.

So Common Council non-concurred in Select Council's amendments.

Mr. Hancock

Offered the following, to wit:

RESOLUTION

Of respect to the retiring members of Common Council.

Resolved by the Common Council of the City of Philadelphia, That Wm. S. Stokely, George W. Nickels, Hiram Miller, M. Hall Stanton, Alexander M. Fox, Francis A. Wolbert, Samuel J. Creswell, Eli Krupp, George Derbyshire, James Hallowell, Enoch Taylor, M. Mullin, James T. Allen, James M. Huhn, George Schafer, and David J. Griffiths, Esquires, retiring members of this chamber for the year 1865 and 1866, are entitled to the thanks of their colleagues and of the citizens of Philadelphia, for the energy and fidelity to the interests of the city which they displayed during their terms of office, and our best wishes accompany them in their retirement.

The resolution was twice read and agreed to.

The title was agreed to.

Mr. Dillon

Offered the following, to wit:

RESOLUTION

Of thanks to the Clerks and Messengers of Common Council.

Resolved by the Common Council of the City of Philadelphia, That the thanks of this Council are due and are hereby tendered to John Eckstein and Abraham Stewart, Clerks, and to James Zimmerman and Charles M. Carpenter, Messengers, for the zeal and efficiency with which they have discharged their duties.

The resolution was twice read and agreed to.

The title was agreed to.

Select Council informed Common Council that they had non-concurred in the amendment of Common Council to

the bill entitled "A further supplement to an Ordinance to regulate Passenger Railways, approved July 7, 1857."

Mr. Harper

Moved that Common Council recede from their amendment.

Which was agreed to.

Select Council informed Common Council that they had concurred in the bill entitled "An Ordinance to make an appropriation to the Department of City Controller for the year 1867," with amendments, to wit: Amend the first and only section by inserting after the word "Controller" the words "thirty-six hundred dollars," in Item 1, and after the words "Chief Clerk" insert "two thousand dollars," and strike out the words "fifty-one hundred" and insert "fifty-six hundred," in same item; and amend by inserting after the words "Assistant Clerks," in Item 2, the words "twelve hundred dollars each," and after the word "Messenger" the words "nine hundred," and strike out "thirteen thousand eight hundred" and insert "sixteen thousand five hundred," in the same Item, and amend the total appropriation accordingly.

Mr. Harper

Moved that Common Council concur in Select Council's amendments.

Which was not agreed to.

So Common Council non-concurred in Select Council's amendments.

Council then resumed the second reading of the bill from Select Council, entitled "An Ordinance to authorize George W. Hammersley to erect a wooden building one-story high, on Germantown avenue, adjoining the depot of the Philadelphia, Germantown and Norristown Railroad."

The first and only section was again read and not agreed to.

Select Council informed Common Council that they had concurred in the bill entitled "An Ordinance to make an

appropriation to the City Commissioners for the expenses of the year 1867," with an amendment, viz.: Amend the first and only section by striking out the words "six hundred dollars," in Item 19, and inserting "nine hundred and thirteen dollars," and further amend by inserting Item 38½, "To the Jewish Foster Home, five hundred dollars."

Mr. Marcer

Moved that Common Council concur in Select Council's amendments.

Which was agreed to.

So Common Council concurred in Select Council's amendments.

Mr. Simpson

Moved to reconsider the vote by which the first and only section of the bill entitled "An Ordinance to authorize George W. Hammersley to erect a wooden building one-story high, on Germantown avenue, adjoining the depot of the Philadelphia, Germantown and Norristown Railroad," was not agreed to.

Which was agreed to.

The question recurring on agreeing to the first and only section,

It was agreed to.

The title was agreed to.

Mr. Simpson

Moved that the rules be suspended in this case and the bill read a third time by its title.

Which was agreed to.

The bill was read a third time and passed.

So Common Council concurred.

Select Council informed Common Council that they had insisted on their amendments to the bill entitled "An Ordinance to make an appropriation to the Department of

Highways, Bridges, Sewers, &c., for the year 1867," and had appointed Messrs. Smith, Hopkins and Cattell the Committee of Conference on the part of Select Council.

Mr. Harper

Moved that Common Council appoint a similar Committee.

Which was agreed to.

The President

Appointed Messrs. Fox, Hancock and Hetzell the Committee on the part of Common Council.

Mr. Marcer

Moved that Council take a recess of fifteen minutes.

Which was agreed to.

The time having expired,

The President

Called Council to order.

Mr. Marcer

Moved that Council do now adjourn.

Which was agreed to.

And Council adjourned.

APPENDIX

TO THE

JOURNAL OF COMMON COUNCIL

OF THE

CITY OF PHILADELPHIA,

FOR THE YEAR 1866.

VOL. II.



PHILADELPHIA:
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1866.

APPENDIX No. 1.

RESOLUTION

Of Instruction to the City Controller.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller is hereby instructed to countersign a warrant, drawn by the Mayor, in favor of Henry F. Hays, for the sum of three hundred and forty-eight dollars and ninety cents, and charge the same to appropriation made by Ordinance, entitled "An Ordinance to make an appropriation to pay expenses of repairing various Police Stations," approved May 12, 1866.

APPENDIX No. 2.

RESOLUTION

Restricting the Lien of a certain Judgment to specified properties of Henry Simons, William McFadden, David Wallace and Clement L. Hughes.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor is hereby empowered to file an agreement of record that the lien of the judgment entered in pursuance of a Warrant of Attorney executed agreeably to a "Resolution approving the sureties of Henry Bumm, City Treasurer elect," approved December 12, 1865, shall only operate against the respective properties submitted to the Committee on Finance by the several sureties, that is to say, the lien of the judgment against Henry Simons shall only operate on and against a certain four-story brick factory and lot or piece of ground situate at the northwest corner of Sixth and Master streets; also, lot of ground whereon is erected the premises No. 1222 Beach street; also, all that certain lot of ground, wharf and buildings on the southeasterly side of Beach street between Marlborough street and Columbia avenue; also, all that

certain lot or piece of ground whereon is erected premises Nos. 1109, 1111, 1113, 1115, 1117, 1119, 1069 Front street; also, lot of ground whereon is erected premises No. 131 Otter street; also, lot of ground on Otter street east of Front street; also, lot of ground on south side of Washington avenue east of Twenty-first street; also, lot of ground whereon is erected premises No. 526 New Market street; also, lot of ground with the buildings thereon erected, situate at the southwest corner of Second and Huntingdon streets; and, also, all that certain lot or piece of ground whereon is erected premises No. 1529 Cadwallader street.

The lien of judgment against William McFadden shall only operate on and against certain lots Nos. 51, 50, 49 and 48 on a certain plan situate on the southwest side of the turnpike road leading through Manayunk, and at the corner of Lock street, in the 21st Ward; also, four contiguous tracts of land lying and being partly in the late township of Roxborough, now the 21st Ward, and partly in the township of Germantown, now the 22d Ward, one of them containing twenty-five acres, one other containing twenty-three acres and thirteen perches, one other containing ninety-six acres, and the other containing one hundred and seven acres two roods and thirty-one perches of land, more or less; and also, a certain lot of ground marked No. 11, in the plan of Robert Fleming's estate, situate on the north side of a thirty feet wide street called John street, in the 21st Ward, containing one acre and one hundred and fourteen perches of land, more or less.

The lien of the judgment against David Wallace shall only operate on and against all that certain lot or piece of ground on the southeast side of Green lane, with the improvements thereon erected in the 21st Ward; and also, all that certain lot or piece of ground situate on the southwest side of Main street, with the buildings and improvements thereon erected, in the 21st Ward.

The lien of the judgment against Clement L. Hughes shall only operate on and upon all that certain lot or piece of ground whereon is erected premises No. 929, 931 and 933 South Second street, in the 2d Ward; and also, all the certain lot or piece of ground whereon is erected premises No. 120 and 118 Carpenter street, in the 2d Ward.

APPENDIX No. 3.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Special Committee, to whom was referred the communication from the City Controller in regard to better accommodations, most respectfully report that after due examination they have agreed to report the annexed ordinance, and recommend its passage.

A. H. FRANCISCUS, <i>Ch'n</i> ,	JOSHUA SPERING,
THOS. H. GILL,	JAS. D. CAMPBELL,
CHAS. M. WAGNER.	

June 28th, 1866.

AN ORDINANCE

To provide better accommodation for the City Controller.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That from and after the first day of August next the City Controller shall have the exclusive use of the two rooms in the building over the office of City Treasurer, and for the purpose of fitting up said rooms the sum of twelve hundred dollars be and the same is hereby appropriated to Item 6 of appropriation to the Department of City Controller, approved the 16th day of December, 1865. And the office of Commissioner of City Property shall be removed to one of the rooms now occupied by the Chief Inspector of Streets. Warrants to be drawn by City Controller in conformity with existing ordinances.

APPENDIX No. 4.

AN ORDINANCE

Supplementary to an Ordinance, entitled "An Ordinance to make an appropriation to the Department of City Property for the year 1866." Approved February 25th, 1866.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirteen hundred

and twenty-three dollars and sixty eight cents be and the same is hereby appropriated to the Department of City Property, (in addition to the annual appropriation,) to Item 26, Repairs of Station Houses.

APPENDIX No. 5.

RESOLUTION

To appoint a Joint Special Committee of Inquiry.

Resolved by the Select and Common Councils of the City of Philadelphia, That a Joint Special Committee of five members from each chamber be appointed to inquire into and report upon the best plan for the disposition of those persons who are committed to prison for small offences.

APPENDIX No. 6.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—In answer to your inquiry relative to the Penrose Ferry Bridge, I most respectfully inform that a contract was awarded to A. B. Burton, December 28th, 1865, for the construction of the Penrose Ferry Bridge; and I am informed that the work is progressing and will be completed during the coming month of September. The superstructure is framed and ready to put up so soon as the piers are ready, and these are progressing as rapidly as possible; three are completed and the last foundation is now ready for the masonry.

Respectfully submitted,

W. W. SMEDLEY,

Chief Commissioner of Highways.

July 5, 1866.

APPENDIX No. 7.

To the Common Council
of the City of Philadelphia :

GENTLEMEN :—The Committee of Conference to whom was referred “An Ordinance to make an appropriation to the Department for Cleansing the City for the purposes therein mentioned,” respectfully report, That they have agreed to recommend that Common Council recede from their amendment to the first section as follows : “*Provided*, that the office now occupied by the Chief Inspector of Streets, and all other property used by him for the purposes of the Department, shall be vacated on or before the first of July, 1866, and the furniture of the office be removed to, and to be used in the furnishing the office of the Commissioner of Highways.”

That the amount in “Item 4” be fixed at two hundred dollars as amended by Common Council.

JOSEPH F. MARCER, *Ch'n*, GEO. W. NICKELS,
JAS. H. BILLINGTON.

Philadelphia, July 5, 1866.

APPENDIX No. 8.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways to whom was referred the resolution for tramwaying Steiner street in the Thirteenth Ward, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, *Ch'n*, THOS. LITTLE,
DANIEL P. RAY, CHAS. THOMSON JONES,
ROBERT ARMSTRONG, J. W. HOPKINS,
THOS. A. BARLOW.

RESOLUTION

To authorize the repaving of Steiner street in the Thirteenth Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to repave with tramway stone in the tracks of the wheels, Steiner street from Wallace street to Melon street, between Ninth and Tenth streets, and if the cartway is wider than is necessary for a single track he is authorized to reduce it to the proper width by taking an equal quantity from each side.

 APPENDIX No. 9.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Highways to whom was referred the petitions to pave Hackley and Mascher streets, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	THOMAS LITTLE,
DANIEL P. RAY,	CHARLES THOMSON JONES,
ROBERT ARMSTRONG,	J. W. HOPKINS,
THOS. A. BARLOW.	

RESOLUTION

To authorize the paving of Hackley street and Mascher street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to enter into a contract with a competent paver or pavers who shall be selected by a majority of the owners of property fronting on Hackley street from Fourth to Fifth streets in the Nineteenth Ward, and Mascher street from Girard avenue to Thompson street, in the Seventeenth Ward, for the paving thereof; and the conditions of said contract

shall be that the contractor shall collect the cost of said paving from the owners of property fronting thereon, and shall also enter into an obligation to the City to keep said streets in good order for three years after said paving is finished.

APPENDIX No. 10.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Highways to whom was referred the petitions for paving Marshall and Franklin streets, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	CHARLES THOMSON JONES,
ROBERT ARMSTRONG,	THOS. A. BARLOW,
THOMAS LITTLE,	GEO. F. OMERLY,
F. A. WOLBERT.	

RESOLUTION

To authorize the paving of Marshall and Franklin streets.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to enter into a contract with a competent paver or pavers, who shall be selected by a majority of the owners of property fronting on Marshall street from Montgomery to Berks streets, and on Franklin street from Columbia avenue to Berks street, for the paving thereof. The conditions of said contract shall be that the contractor will collect the cost of paving from the owners of property fronting thereon ; and he shall also enter into an obligation to the City to keep the streets in good order for three years after the paving is finished.

APPENDIX No. 11.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—Your Committee on Highways having had under consideration the matter of grading Washington street from Hipple's lane to Domino lane, find it in a very bad, almost impassable condition, its course being very circuitous, and from the manner in which it crosses and recrosses the railroad exceedingly dangerous, and are of the opinion that the only way to obviate those difficulties is by straightening its course and grading it; we therefore submit for your consideration the following resolution, asking its adoption.

HIRAM MILLER, <i>Ch'n</i> ,	CHAS. THOMSON JONES,
ROBERT ARMSTRONG,	THOS. A. BARLOW,
THOMAS LITTLE,	GEO. F. OMERLY,
F. A. WOLBERT.	

RESOLUTION

To grade Washington street from Hipple's lane to Domino lane, in the
Twenty-first Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to grade Washington street from Hipple's lane to Domino lane, in the Twenty-first Ward, in accordance with a plan and specifications of the Chief Engineer and Surveyor, at a cost not exceeding the sum of two thousand four hundred and six dollars.

APPENDIX No. 12.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Police to whom was referred the application of M. C. Campbell to erect wooden buildings at his skating park, Ninth street and Columbia

avenue, respectfully report that they visited the ground and consider the site a favorable one, and not injurious to property in the neighborhood. They therefore recommend the passage of the annexed bill granting him the privilege asked for.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	JOHN C. MARTIN,
H. MARCUS,	E. A. SHALLCROSS,
NICHOLAS SHANE,	JOS. MANUEL,
SAML. W. CATTELL.	

July 5, 1866.

AN ORDINANCE

To grant permission to M. C. Campbell to erect wooden buildings at his new skating Park.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby granted to M. C. Campbell to erect wooden buildings, not more than one story high, at his new Skating Park, situate at Ninth street and Columbia avenue. *Provided*, That the said M. C. Campbell shall remove the same whenever required to do so by Councils, and that he shall also pay to the City Treasurer, for the use of the City, the sum of twenty-five dollars to defray the expenses incurred in the publication of this Ordinance. All Ordinances or parts of Ordinances to the contrary hereof notwithstanding.

APPENDIX No. 13.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Trusts and Fire having completed their annual visit of inspection of the apparatus of the various companies comprising the Fire Department, beg leave to report that by a thorough examination of the same they were found in good and serviceable condition. The committee would therefore ask the passage of the annexed Ordinance for the yearly gratuity due to the respective companies named therein.

Your committee would also ask the adoption of the ac-

companying resolution authorizing a transfer from certain items connected with the appropriation bill made to the Fire Department for the year 1866, as also that of a resolution authorizing the Chief Engineer to draw certain warrants.

DAVID J. GRIFFITHS, *Ch'n*,

GEO. W. NICKELS,

G. W. MACTAGUE,

JOSEPH B. HANCOCK,

WM. PALMER.

JOHN BARDSLEY,

WM. J. POLLOCK,

GEO. F. OMERLY,

H. MARCUS,

June 28, 1866.

RESOLUTION

Authorizing certain transfers of the appropriation made to the Fire Department for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller be and he is hereby authorized to transfer from the appropriation of the year 1866 the following sums, to wit:

From Item 12. To the Moyamensing, Columbia and Fairmount Steam Forcing Hose Companies, each the sum of one hundred and fifty dollars (four hundred and fifty dollars,) for services rendered as Steam Forcing Hose Companies prior to the adoption of the Ordinance for the present year. To the Franklin Steam Fire Engine Company, of Germantown, the sum of one hundred and ninety-seven dollars and ninety-two cents for nine and one-half months' services as a hand engine company previous to being located as a steam fire engine company.

From Item 13. To the Liberty Steam Fire Engine Company of Holmesburg, the sum of two hundred and twenty-nine dollars and sixteen cents for eleven months' services as a hand engine company, previous to being located as a steam fire engine company; and that the said sums be charged to Item 14.

RESOLUTION

Authorizing the Chief Engineer of the Fire Department to draw certain Warrants.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Engineer of the Fire Depart-

ment be and he is hereby authorized to issue the warrants for the gratuity to the Liberty Steam Fire Engine Company of Holmesburg, for the balance of the year 1866, dating from the first day of June, of said year—the company having complied with the requirements of existing laws relative to steam fire engine companies in actual service.

AN ORDINANCE

Making an appropriation to a portion of the Companies composing the Fire Department.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That from the appropriation made to the Fire Department for the year 1866, there shall be appropriated,

From Item 5. To the following companies, to wit: To the Columbia and Friendship Engine Companies, and to the America, Diligent, Faine, Good Intent, Humane, Lafayette, Lincoln, Marion, Neptune, Niagara, Pennsylvania, Perseverance, Phoenix, Ringgold, Robert Morris, Schuylkill, South Penn, Taylor, Tivoli, United States, Warren and Washington Hose Companies, each the sum of four hundred dollars (\$400.)

From Item 6. To the Columbia, Fairmount and Moyamensing Steam Forcing Hose Companies, each the sum of four hundred dollars (\$400.)

From Item 7. To the Empire Hook and Ladder Company the sum of three hundred dollars (\$300.)

From Item 8. To the Excelsior of Frankford, Franklin of Frankford, Columbia of Germantown, Washington of Germantown, Germantown Hose, Union Hose, and Mantua Hook and Ladder Companies, each the sum of two hundred and fifty dollars (\$250.)

From Item 9. To the Good Intent of Roxborough, Mount Airy and Union of Rising Sun, and the Rescue Hook and Ladder Company of Frankford, each the sum of two hundred and fifty dollars (\$250.)

From Item 10. To the Congress of Chestnut Hill, and the Kingessing Engine Companies, each the sum of one hundred and fifty dollars (\$150.)

From Item 11. To the Wissahickon Engine Company the sum of one hundred dollars (\$100)

SEC. 2. Warrants for said appropriation shall be drawn by the Chief Engineer of the Fire Department in conformity with existing ordinances.

APPENDIX No. 14.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Surveys and Regulations, to whom was referred the bill directing Powelton avenue to be reduced in width from eighty to fifty feet, have given the matter their careful attention both by visiting the ground, and hearing the views of the property owners upon the line of the street, and have also had the action of the Board of Surveyors upon it, who, by a large majority, decided that as Powelton avenue will in all probability become a valuable leading thoroughfare, it should not be reduced in width. In this decision your Committee unanimously agree, and offer the following resolution.

THOMAS LITTLE, <i>Ch'n</i> ,	JAMES A. FREEMAN,
THOMAS A. BARLOW,	ROBERT ARMSTRONG,
JOSHUA SPERING,	WALTER ALLISON,
SAML. W. CATTELL.	

RESOLUTION

To discharge the Committee on Surveys from the consideration of bill to reduce the width of Powelton avenue.

Resolved, That the Committee on Surveys and Regulations be and is hereby discharged from the further consideration of bill to reduce width of Powelton avenue.

RESOLUTION

To revise the lines upon Powelton avenue, in the Twenty-fourth Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Engineer and Surveyor be

and is hereby directed to revise the lines of Powelton avenue west of Lancaster avenue, in the Twenty-fourth Ward of the City of Philadelphia, so as to make said avenue sixty feet wide in place of eighty feet.

APPENDIX No. 15.

To the Select and Common Councils
of the City of Philadelphia :

Your Committee on Surveys and Regulations, to whom was referred the many petitions asking for the construction of the main sewers herein specified, herewith present a bill authorizing their construction, and also a report as to the necessities of each, from the Chief Engineer and Surveyor, with the detail of which your Committee entirely concur, and report the bill appended, with some confidence that it will meet the favorable consideration of Councils, from the fact that they have ascertained that the necessary expenses of their construction can be defrayed without creating a new loan, as it can be charged to the loan "*to aid the enlistment of volunteers*," created by ordinance approved December 26, 1865, of which over \$900,000 remains as a balance untouched, while the exigencies requiring such loan, we are happy to know, no longer exist. We believe the importance of the sewers here proposed is known to each member of these Chambers, and that it is therefore unnecessary for us to enter more into the minutiae of the wants of each of the drainage areas, than is shown in the Engineer's report attached. We, therefore, though providing for a large expenditure, do so with the confidence that the enactment of the bill into an ordinance will authorize a judicious expenditure of money which will be returned many fold to the City in increased healthfulness, enhance assessment values and that encouragement to improvement in the several districts benefited, which can be reached in no other way, and will meet the hearty approval of our fellow-citizens.

THOMAS LITTLE, <i>Ch'n</i> ,	WALTER ALLISON,
HIRAM MILLER,	SAML. W. CATTELL,
ROBERT ARMSTRONG,	THOS. A. BARLOW,
JAS. A. FREEMAN.	

June 23, 1866.

DEPARTMENT OF SURVEYS,
PHILADELPHIA, *June, 1866.*

Thomas Little, Esq., Chairman,
Committee on Surveys and Regulations :

DEAR SIR:—The following is a list of the sewers, the necessity for which may be deemed imperative, with an *approximate estimate of their cost, viz. :*

Cohocksink, to River Delaware, with proposed branches.....	\$110,000
Cohocksink extension, from Ninth to Sixteenth street.....	100,000
Norris street, main sewer.....	200,000
Federal street, main sewer.....	55,000
Broad street above Clearfield street.....	35,000
To relieve Eighteenth and Vine streets.....	9,000
“ Front and Reed.....	5,000
“ Twelfth and Washington.....	7,000
Mill Creek sewer	179,000
	<hr/>
	\$700,000
	<hr/>

With the present rate of sewer assessment, the cost to property owners will reach near \$50,000.

The Cohocksink sewer here estimated is intended to be constructed from Front street to the River Delaware, and on Mifflin street from Oxford to Montgomery street, with branches and new connections on Beaver and Otter streets, from Culvert street at Fourth street to Germantown road; on St. John street from Poplar to Beaver; on Charlotte street from Poplar to Beaver; and on Third street from Poplar to Beaver; also on Brown street from Franklin to Twelfth street, and on Old York road from Coates to Willow street, all of which are connections intended to relieve what is now known as the Cohocksink drainage.

As to the necessity of these, the present condition of that open fetid channel of the Cohocksink, which not only spreads its miasma over a large area of the city, but contracts, in its continued increase of deposit, the area of the sewer built; the frequent reports made by this Department, urging a correction of the evil, and now, the com

plaint of the Board of Health, all speak in forcible terms as to the imperative call for its construction.

The contraction of the area of the present sewer, by the deposit in it, which it is impossible to prevent, is a very serious evil, and causes, too frequently, suits against the City for the flooding of private premises, which suits are invariably gained by the plaintiffs, upon the testimony of city officials, to the effect that it is the result of the contraction of the capacity of sewers by the deposit allowed to remain in them.

The extension of the Cohocksink Creek sewer, westward from Ninth to Sixteenth street, is earnestly called for to permit the filling up the streets crossing the valley, to their regulated grades, and thus allow the erection of residences upon the area thus prepared for their use. A glance at this section will show that the erection of blocks of houses has been commenced to the very margin of this area, and that the attention of builders and capitalists have, for some time, been directed to this locality, and that, within a few months past, a large amount of the property that would be immediately affected by the construction of this sewer has changed hands preparatory to very extensive improvements.

The Norris street main sewer is intended to extend from Tenth street to Memphis; thence on Memphis to Palmer street, and on Palmer street to the River Delaware, and is in fact the main Cohocksink area sewer, the present sewer being the auxiliary, as provided and designed, when the construction of the present Cohocksink sewer, from Mifflin to Front street, was projected in 1856, which is shown in report of that date. This will be a large, long and expensive construction, and as much of the line upon which it is located is now sewered, for which the property owners have paid their proportion of cost, the assessment upon it will be comparatively small; as the area west of Tenth street and north of Berks street becomes more and more improved by the extension of the street paving, the necessity for this sewer will become more apparent, but it should be built ahead of the improvements.

The Federal street sewer is earnestly applied for by the property owners in that section, and is required to provide for the drainage of Federal street, which has a basin at

Twenty-first street, and cannot be drained other than by this proposed sewer. Upon the line of this street the side property has been excavated for brick clay, in which are ponds of stagnant water, complained of by the Board of Health; they cannot be drained otherwise than by a sewer. The property owners on the line of this sewer state that they will have any loan that may be created for this purpose taken at par, to the amount of the cost of its construction. It is believed, upon good authority, that if this sewer is constructed, an investment of at least \$500,000 will at once be made in the erection of buildings.

The Broad street sewer, at Clearfield street, is intended to extend from the branch of Gunner's Run, crossing Broad street at Clearfield street to Ontario street; thence on said Ontario street to near Seventeenth street. The immediate call for this sewer is, that unless it is constructed before the improvement of Broad street is completed, the macadamizing and cobble paving, after being carefully prepared and its surface settled, will be disturbed, to its great injury. This section of the city is rapidly improving, and has earnestly petitioned that they should be favorably considered.

The sewers for relieving Eighteenth and Vine streets, Front and Reed, and Twelfth street and Washington avenue, have been frequently petitioned for, to prevent the repeated losses and discomforts which occur at every heavy rain fall; these have been reported upon fully by the Board of Surveyors, and an examination of the locality clearly shows the necessity of giving a fair consideration to the wants of these sections.

The Mill Creek sewer is decidedly the largest required upon our City plot; the entire area will reach five thousand acres, but at present it is desired that provision be made for covering it but about one thousand eight hundred feet of its length, extending from below Pine street to Sansom street. This particular section of West Philadelphia has, within a few years, been improved, and the work is still in progress, with the best and most ornamental class of residences; and where, a few years since, were ravines almost inaccessible for vehicles, are now wide streets, curbed and paved and lighted, lined with expensive buildings, which are eagerly sought for occupancy so soon as

completed. The change which a few years has wrought in this locality seems almost miraculous, and extends westward of Mill Creek as far as the present conveniences for access encourage investments; yet it is, I might say, a barrier which prevents the occupancy of a large territory west of the Creek, by structures which would add, not only largely to the value of the ground, but in themselves would yield a large increase of revenue from taxation. Some idea may be obtained of the enhanced value of this section, by taking the area bounded by the Darby road and Walnut street, Forty-first and Forty-fourth streets, covering _____ acres, which a few years since was but vacant ground. When I state that at least \$500,000 have been expended in improvements within a few years, and as an illustration of what will apply to the entire area, it may be stated, that one property upon Spruce street, immediately west of the Creek, in 1861, paid an annual tax of about \$48, which now returns annually to the City Treasury \$1,500; in fact, it is believed that this proportion is less than that applicable to other and more extended properties within the limits alluded to.

The topographical irregularities of this area were such as to lead one to suppose that a century would pass before it would be brought into use for residences, yet now the great ravine, which was some thirty feet below the street grades at and about Forty-second and Spruce streets, extending some squares eastward, is filled up at the expense of thousands of cubic yards of embankment without a charge of one cent to the City, giving the whole area a most inviting appearance, and making it probably one of the most desirable localities for private residences, which are not absolutely rural, that we have about the City. This can only be really appreciated by those who can compare the present condition of things with what formerly existed; and it is confidently believed, that if the ravine of Mill Creek, which is rapidly being changed from a spring run to a foul and fetid channel, was covered in, that the same character of improvements would be erected beyond the Creek over ground much more easily adapted to such purposes, and most desirable for residences.

It may be further stated, as illustrating the enterprise of the capitalists of this section, that even now, Forty-

third street from Walnut to Locust, and Locust street from Forty-second to Forty-third, are being filled up to grade, at a cost of some ten or twelve thousand dollars at private expense, preparatory to handing them over to the care of the City.

The diameter of the sewer now built across Spruce street, fifteen feet, although sufficient to carry all the drainage and storm water which now comes down the Creek, yet it must be borne in mind, that this area of four thousand three hundred acres above that point is now almost exclusively rural, and different proportions of capacity for sewer must be arranged for a permanently rural district from that which may be rural to-day, but which, each year, is being paved and covered with improvements; in this we must provide for a City area, and therefore proportion the sewer larger than what may be deemed entirely requisite at the present time.

If this stream is to remain an open channel, each year becoming more and more repulsive in its discharge, with its miasmatic effluvia pervading the entire atmosphere in its neighborhood, the large amount expended by private enterprise will have been disbursed in vain, and the projectors, as well as the City, will lose what now promises more favorably for both parties.

Respectfully submitted,

STRICKLAND KNEASS,

Chief Engineer and Surveyor.

AN ORDINANCE

To authorize the construction of certain Sewers.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain.* That the Chief Engineer and Surveyor and the Chief Commissioner of Highways are hereby authorized to enter into contracts with one or more competent mechanics for the construction of the following sewers, as follows:

A sewer from the east side of Front street, upon the open channel of the Cohocksink Creek (Canal street) to Laurel street; thence on said Laurel street to the Delaware river, with its branches.

A sewer on Mifflin street and Montgomery avenue from Old Camac street to Sixth street, on the open channel of the Cohocksink Creek.

A sewer (extension of the Cohocksink Creek) on Ninth street from Berks to Norris, on Norris to Eleventh, on Eleventh to Diamond, on Diamond to Twelfth, on Twelfth to Dauphin, and on Dauphin to Sixteenth streets.

A sewer on Ellsworth and Twenty-fifth streets, from the River Schuylkill to Federal street: thence on Federal street to Eighteenth street.

A sewer on Norris street from Ninth street to Memphis street, on Memphis street to Palmer street, and on Palmer street to the River Delaware.

A sewer on Forty-third street (Mill Creek) from Oak street, to intersect creek below Pine street.

A sewer on Broad street from Clearfield street to Ontario street; thence on Ontario street to near Seventeenth street.

Sewers on Seventeenth and Eighteenth streets from Vine street, northward to Spring Garden street, to relieve the intersection of Eighteenth and Vine streets.

Sewers on Twelfth street from Christian to Shippen.

Sewers on Eleventh street from Christian to Washington street.

Sewers on Washington street from Broad to Seventeenth, to relieve the flooding at Twelfth and Washington streets.

Sewers on Front street from Reed to Federal street, on Front and Dickinson street to Moyamensing road, to relieve the intersection at Front and Reed streets.

Provided, That no contracts for the construction of said sewers shall be binding on the City of Philadelphia until the same shall have been approved by these Councils, and that the cost and expense of the construction of said sewers shall not exceed seven hundred thousand dollars, over and above the amount of the sums assessed under the fifth section of this ordinance.

SEC. 2. That it shall be the duty of the Chief Engineer and Surveyor to prepare plans and specifications for the said sewers, and that the contract or contracts entered into for the construction thereof shall be in accordance therewith.

SEC. 3. That before entering into the said contract or contracts, the Chief Engineer and Surveyor and the Chief Commissioner of Highways shall cause advertisement to be made for sealed proposals for the construction of the sewers, and that the contracts therefor shall be awarded by them to the lowest and best bidder.

SEC. 4. That no proposal for the construction of the said sewers, or either of them, shall be considered by the said Chief Engineer and Surveyor, and Chief Commissioner of Highways, unless the same be accompanied by an engagement in writing, from two or more sufficient citizens, guaranteeing the faithful execution of the contract in case such proposal be accepted.

SEC. 5. That when the said sewers, or either of them, shall be completed, there shall be assessed and charged upon the properties in front of which the same shall pass, the sum of one dollar and twenty-five cents for each lineal foot of the front of the said properties.

SEC. 6. That it shall be a condition of such contract that the contractor shall accept the sums so assessed and charged under the foregoing section of this ordinance, in part payment of his contract price, and that he shall collect the same at his own cost; and the better to enable him so to do, he may use the name of the City of Philadelphia, and employ all legal remedies or proceedings, whether of lien or otherwise, to which the said City may be competent.

SEC. 7. That payments on account may be made while the work of constructing the said sewers is in progress, upon the estimate or certificate of the Chief Engineer and Surveyor: *Provided, however,* That no such payment shall exceed four-fifths of the moneys meritoriously earned under the said contract, after deduction made of rateable proportion of the charges and assessments referred to in the fifth section of this ordinance.

SEC. 8. That the expense of constructing the said sewers, over and above the amount of the sums assessed under the fifth section of this ordinance, shall be defrayed out of a loan created by ordinance, approved December 26, 1865, entitled "*a loan to aid the enlistment of volunteers.*"

SEC. 9. Satisfactory evidence shall be furnished by the contractor to the Chief Commissioner of Highways, that

full payment has been made for all labor done and materials furnished for the preceding month, before he shall draw or sign a warrant for or on account of the current month; and previously to drawing a warrant for the final estimate of any work done by virtue of this ordinance, the Chief Commissioner of Highways shall require full and entire payment by the contractors, of all labor and materials, on account of said work; and the said Commissioner shall give one month's notice in two daily papers, of the time at which final payment will be made on each and every warrant.

APPENDIX No. 16.

AN ORDINANCE

To provide for the election of a Police Magistrate for the Seventeenth District.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Select and Common Councils in joint convention, shall after the passage of this Ordinance elect a Police Magistrate for the Seventeenth District, to serve till July 1st, 1867, and annually thereafter shall in like manner, at a stated meeting in the month of June, elect a Police Magistrate for said District.

APPENDIX No. 17.

RESOLUTION

Of instruction to the City Solicitor.

WHEREAS the cars of the Thirteenth and Fifteenth streets Railway are eight inches wider than the usual width of such railway cars: therefore—

Resolved, by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be and he is hereby instructed to inform these Councils whether the passenger railway cars are by law restricted to any particular width.

APPENDIX No. 18.

RESOLUTION

Relative to Drays and Wagons.

Resolved by the Select and Common Councils of the City of Philadelphia, That the owners or drivers of drays or wagons be required, while loading or unloading, to place their horses in such a position as will allow the passenger cars to pass on their roads.

APPENDIX No. 19.

RESOLUTION

Of request to the Mayor.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Mayor of the City, in conjunction with the Presidents of Select and Common Councils, be and they are hereby instructed to procure an oil painting of the late lamented Chief Magistrate Abraham Lincoln. Said painting to be placed in Independence Hall.

A P P E N D I X No. 20.

OFFICE OF CHIEF INSPECTOR OF STREETS,
No. 272 SOUTH THIRD STREET.
PHILADELPHIA, *July 12, 1866.*

To the President and Members
of Common Council :

GENTLEMEN :—In consequence of the annulment of the contract for cleansing the streets of the Northern District, the health of our citizens in that portion of our city demanded immediate sanitary attention. With the sanction of his honor the Mayor, and the Joint Committee on Street Cleansing, this department has been engaged in doing the cleansing in the Northern District.

It is my duty to inform you, that there is no appropriation on which warrants can be drawn to pay the laborers thus employed. In view of the fact that the contract awarded by his honor the Mayor, for the Northern District, will not begin until the first of August, it will be necessary for your honorable body to make an appropriation to this Department, to pay work and labor done for the month of July.

GEORGE F. GORDON,
Chief Inspector of Streets.

A P P E N D I X No. 21.

RESOLUTION

To open Albion (late Aspen) street, from Race to Vine street, Tenth Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to notify the owners of property on the line of Albion (late Aspen) street, from Race street to Vine street, that the said Albion street will be required for public use at the expiration of three months from the date of said notice.

APPENDIX No. 22.

RESOLUTION

To change the place of voting in the Second Division of the Twenty-first Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the place of voting in the Second Division of the Twenty-first Ward, be and the same is hereby removed from the Dove and Swan Hotel to Lewis Nehr's Hotel, No. 3272 Ridge avenue, the present Division House being no longer available for that purpose.

APPENDIX No. 23.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance, to whom was referred the communication from the Trustees of the City Ice Boat, asking that a loan may be created to pay for the construction of the new Iron Ice Boat, authorized by Ordinance approved April 21, 1866, respectfully report, that the said Trustees have contracted with Messrs. W. Cramp & Sons for the construction of the said ice boat, completely equipped and ready for use on the first day of December next.

The Committee do not deem it judicious to create a loan at this time, but recommend the passage of the annexed "Ordinance to make an appropriation to the Trustees of the City Ice Boat to pay for the construction of a new Iron Ice Boat," said sum to be paid in certificates of loan authorized by Ordinance approved December 26th, 1865.

JOSEPH F. MARCER, <i>Ch'n,</i>	S. G. KING,
ALEX. J. HARPER,	JAS. A. FREEMAN,
JAMES F. DILLON,	JOSHUA SPERING,
ALEXANDER M. FOX,	A. L. HODGDON,
SAML. W. CATTELL,	HENRY C. HARRISON,
A. H. FRANCISCUS.	

July 12, 1866.

AN ORDINANCE

To make an appropriation to the Trustees of the City Ice Boat, to pay for the construction of a new Iron Ice Boat.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of ninety-five thousand dollars be and the same is hereby appropriated to the Trustees of the City Ice Boat, to pay for the construction of a new Iron Ice Boat, authorized by Ordinance approved April 21st, 1866, the said sum to be payable in certificates of loan of the City of Philadelphia, out of the loan created by Ordinance approved December 26th, 1865. And warrants for the same shall be drawn by the Trustees of the City Ice Boat, in conformity with existing Ordinances.

APPENDIX No. 24.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a communication from the City Solicitor requesting an additional appropriation of \$2,500 to Item 15 of the appropriation to the Law Department, for conveyancing, insurance and recording, respectfully report, that they have given this matter their consideration and report the annexed "Supplement to An Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes," approved December 30, 1865, and recommend its passage.

JOSEPH F. MARCER, *Cl'n*,
ALEXANDER M. FOX,
H. C. HARRISON,
SAMUEL W. CATTELL,

JAMES F. DILLON,
JOSHUA SPERING,
S. G. KING,
A. H. FRANCISCUS.

June 12, 1866.

A SUPPLEMENT

To "An Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes," approved December 30, 1865.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the further sum of two thousand five hundred dollars be and the same is hereby appropriated to Item 15 of "An Ordinance to make an appropriation to the Law Department for the year 1866, and for other purposes," approved December 30, 1865.

APPENDIX No. 25.

A SUPPLEMENT

To the Ordinance making an appropriation to the Clerks of Councils for 1866.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the proviso to the Ordinance making an appropriation to the Clerks of Councils for the year 1866, approved February 2, 1866, is hereby construed to mean and the same shall have the same effect as if it was in these words, to wit: "*Provided*, That not more than 750 Journals of each Chamber for each half year be printed, and not more than 4.00 of each Chamber for each half year be bound."

APPENDIX No. 26.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Highways, to whom was referred the petition for grading Morton street from Haines to Upsal street, in the Twenty-second Ward, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, *Ch'n*,
GEO. A. SCHAFER,
GEO. F. OMERLY,

THOMAS LITTLE,
CHARLES THOMSON JONES,
J. W. HOPKINS,

DANIEL P. RAY.

RESOLUTION

To authorize the grading of Morton street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to grade Morton street from Haines to Upsal streets, in the Twenty-second Ward, at an expense not exceeding the sum of four hundred dollars.

APPENDIX No. 27.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Highways, to whom was referred the matter of grading Martin street, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, *Ch'n*,
F. A. WOLBERT,
GEO. A. SCHAFER,
GEO. F. OMERLY,

THOS. LITTLE,
CHAS. THOMSON JONES,
J. W. HOPKINS,
DANIEL P. RAY.

RESOLUTION

To authorize the grading of Martin street from Catharine to Fitzwater street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to grade to the established grade of the City, Martin street from Catharine to Fitzwater street, west of Nineteenth street, for a sum not exceeding one hundred and twenty-five dollars.

APPENDIX No. 28.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Highways, to whom was referred the petitions for tramwaying Iseninger and

Diamond streets, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	THOMAS LITTLE,
F. A. WOLBERT,	CHAS. THOMSON JONES,
GEO. A. SCHAFER,	J. W. HOPKINS,
GEO. F. OMERLY,	DANIEL P. RAY.

RESOLUTION

To authorize the repaving with tramway-stone Isenminger and Diamond streets.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to repave with tramway stone in the tracks of the wheels, Isenminger street in the Seventh Ward, and Diamond street in the Fourth Ward, and if the cartway is too wide for a single track, he is hereby directed to reduce the width thereof by taking an equal quantity from each side.

A P P E N D I X N o . 29.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN :—Your Committee on Highways, having had under consideration a bill of Henry Bickley for eight hundred dollars for depositing ashes on certain streets in the Twenty-fourth Ward, (now Twenty-seventh Ward,) find that he has done the work, but that the wording of the Ordinance making the appropriation prevents him from getting his money, and in order to meet that difficulty we submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	GEO. F. OMERLY,
F. A. WOLBERT,	THOMAS LITTLE,
GEO. A. SCHAFER,	CHARLES THOMSON JONES,
	DANIEL P. RAY.

RESOLUTION

To pay Henry Bickley eight hundred dollars.

Resolved by the Select and Common Councils of the City of Philadelphia, That the sum of eight hundred dollars, appropriated by Ordinance approved July 10th, 1865, and authorized to be paid to the Department of Street Cleansing for depositing ashes in certain streets in the Twenty-fourth Ward, be and the same is hereby authorized and directed to be paid to Henry Bickley, he having done said work.

APPENDIX No. 30.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—Your Committee on Highways, to whom was referred the Ordinance to secure the main street of Manayunk for free travel, respectfully report that they have considered the same, and submit for your consideration the following Ordinance, recommending its adoption.

HIRAM MILLER, <i>Ch'n,</i>	CHARLES THOMSON JONES,
ROBERT ARMSTRONG,	THOS. A. BARLOW,
THOMAS LITTLE,	GEO. F. OMERLY,
F. A. WOLBERT.	

AN ORDINANCE

To secure the Main street in Manayunk for free travel.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the progress of building improvements makes it necessary that so much of the Manayunk and Flat Rock Turnpike Road as is in the late borough of Manayunk, should pass under exclusive municipal control, and the Solicitor is hereby directed to obtain a jury to assess the damages which the Manayunk and Flat Rock Turnpike Company may sustain by the City using that part of their road, in accordance with the 9th section of an Act approved April 21, 1855.

APPENDIX No. 31.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was recommitted the report and resolution for grading Washington lane, in the Twenty-first Ward, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	GEO. F. OMERLY,
F. A. WOLBERT,	THOMAS LITTLE,
GEO. A. SCHAFER,	CHARLES THOMSON JONES,
DANIEL P. RAY.	

RESOLUTION

To authorize the grading and bridging of Washington lane, Twenty-first Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to advertise for proposals to grade and bridge Washington lane from Hipple's lane to Domino lane, in the Twenty-first Ward, and award the contract according to law. Said work to be done in accordance with plans and specifications of the Chief Engineer and Surveyor, at a cost not exceeding the sum of three thousand dollars, to be drawn out of Items 8 and 9 of the regular appropriation to the Department of Highways upon bills and estimates of the Chief Engineer and Surveyor.

APPENDIX No. 32.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Police, to whom was referred the annexed Ordinances entitled respectively "An

Ordinance to make an appropriation to the Department of City Property for the purpose of fitting up Moyamensing Hall for a Police Station House;" also "An Ordinance to make an additional appropriation to the Department of Police for the expenses of the year 1866;" would respectfully report that they have given the matter their careful consideration, and would report the same back as committed, with the following alteration in the " Ordinance to make an appropriation to the Department of City Property for the purpose of fitting up Moyamensing Hall for a Police Station House," viz., strike out the words "and warrants shall be drawn by the Commissioner of City Property in accordance with existing Ordinances." Also the words "Department of City Property," and insert in place thereof the words "the Department of Police." "And the work shall be done under the supervision of the Committee on Police; and warrants for the payment of the same shall be drawn by the Mayor upon the Committee on Police certifying the work has been done to their satisfaction;" and ask its passage.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	NICHOLAS SHANE,
S. H. COLEHOWER,	JOSEPH B. HANCOCK,
JOHN C. MARTIN,	[To enable the bill to be reported.]

CHARLES THOMSON JONES.

PHILADELPHIA, *July 12, 1866.*

APPENDIX No. 33.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Police, to whom was referred the resolution, entitled "Resolution of thanks to James Dorsey," would respectfully report, that they have carefully considered the matter, and consulted with the Mayor in regard to the merits of the officers and other parties concerned in giving the information, as well as the arrest of Anton Probst, the murderer of the Deering family. Councils authorized the Mayor to offer a reward of one thousand dollars for the arrest and conviction of

the murderer or murderers of the Deering family, or any information that may lead to the arrest of the murderer or murderers. The first information the Police Department received to make out a description of Anton Probst, and which certainly led to his arrest, was from a lad named Jacob Price, employed as a messenger at the United States Naval Asylum. The accompanying note of F. Engle, Commodore at the Asylum, states the whole facts of the case. This lad was the only party who knew Probst, and knew the thumb was off his hand, and it was from this information that the officers acted upon when they arrested him. In regard to the officers, the Mayor thinks that the three officers are entitled equally to the credit of his arrest. They therefore report the annexed ordinance, entitled an Ordinance to make an appropriation to the Department of Police to pay the reward offered for the arrest and conviction of Anton Probst, the murderer of the Deering family, and ask its passage.

JAMES H. BILLINGTON, *Ch'n*,

S. H. COLEHOWER,

JOHN C. MARTIN,

NICHOLAS SHANE,

H. MARCUS,

July 12, 1866.

JOS. MANUEL,

E. A. SHALLCROSS,

JOSEPH B. HANCOCK,

(To bring it up to enable to report.)

CHAS. THOMSON JONES,

SAML. W. CATTELL.

U. S. NAVAL ASYLUM,

PHILADELPHIA, *July 9, 1866.*

Hon. Morton McMichael,

Mayor of the City of Philadelphia :

DEAR SIR:—The bearer, Jacob Price, is the messenger of this institution. Knowing Christopher Deering well, I had occasion to send Price to him frequently. As soon as I heard of the murder, I sent for Price and examined him; at the close, I asked him if the German had any marks by which he could be identified. He replied that one of his thumbs was off. Then said I, "We will have him—are you certain of that, and how came you to notice it?" Said he, "The man was cutting hay for the cattle with a cutting-box, and I could not help observing it." I wrote to you, also to the police-officer, and sent Price to Deer-

ing's farm. On his way there, he heard the bodies had been removed. He gave my note to a police-officer. I was called on by a police-officer, bringing a note from the Chief of Police, Mr. Franklin, asking that Price be permitted to be at the office to identify when persons were brought in. He was there two or three days.

After Probst was caught, Price was told by an officer that he would be entitled to a portion of the reward; and Price, who is a clever lad, tells me that he has been informed by an officer, that a note from me to you would be necessary, and secure your notice to a fact which seems to me very important in accomplishing the capture of the murderer.

Very truly,
Your friend and obedient servant,
F. ENGLE,
Commodore.

AN ORDINANCE

To make an appropriation to the Department of Police to pay the reward offered for the arrest and conviction of Anton Probst, the murderer of the Deering family.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one thousand dollars be and the same is hereby appropriated to the Department of Police to pay the reward offered for the arrest and conviction of Anton Probst, the murderer of the Deering family, as follows: To Jacob Price, James Dorsey, James Atkinson and Thomas Weldon, each the sum of two hundred and fifty dollars, and warrants for the same shall be drawn by the Mayor, in conformity with existing Ordinances.

APPENDIX No. 34.

To the Select and Common Councils
of the City of Philadelphia :

In obedience to a joint resolution of Councils, your Committee on Surveys and Regulations herewith present a bill authorizing the construction of a bridge over the river

Schuylkill at South street, the provisions of the bill being, that no contract shall be made, or work of erection begun, until Councils shall create a loan therefor. The bill now presented, if adopted by Councils, will determine certain preliminaries of construction which are requisite, before the Chief Engineer and Surveyor can proceed with the preparation of the necessary plans and specifications. If a permanent bridge is authorized, the suspension plan will require a minimum of cost, while if a draw bridge is decided upon, it is very doubtful whether the amount specified in the Act of Assembly—\$600,000—will be sufficient to complete the work.

THOMAS LITTLE, <i>Ch'n.</i>	WM. A. SIMPSON,
JAMES A. FREEMAN,	ROBERT ARMSTRONG,
W. F. SMITH,	SAML. W. CATTELL,
THOS. A. BARLOW.	

DEPARTMENT OF SURVEYS,
Philadelphia, June 27th, 1866.

THOMAS LITTLE, ESQ.,

Chairman Committee on Surveys :

In reply to the resolution of the Committee on Surveys and Regulations, asking for information as to what has been done with reference to preparing for a bridge over the river Schuylkill at South street, I would state that on May 16, 1861, the Legislature passed over *the veto of the Governor*, a bill requiring the erection of a bridge at South street, *provided* the cost should not exceed \$250,000, and authorizing the City to negotiate a loan to that amount, for this specific purpose. (P. L. 713.)

Nothing was done by Councils in the premises until early in 1864, when a large number of petitions were presented, urging the early construction of a bridge at South street. A resolution was then passed, on the 18th of April, directing the Chief Engineer and Surveyor to prepare a plan and estimate of work that would be required for such erection. (Ord. p. 167.) This report was presented on April 16, 1865, for a truss draw bridge.

Here everything rested until the Legislature, by Act

approved April 5, 1866, created a commission consisting of twenty persons invested with full authority to commence the erection of a bridge at South street, within twelve calendar months from the passage of this Act, said commission having authority to create a loan not exceeding \$600,000, payable by the City of Philadelphia, forty years from the date of said loan.

This power is conditional upon the failure of the City of Philadelphia to enter into contract and commence the erection of said bridge before the first day of July, 1867, which, if done, will rest the powers of the commission in the Councils of Philadelphia.

The examination of this bridge site, which was made in December, 1864, by direction of Councils, showed that the location of the bridge should be diverted from the direct line of South street, owing to a change in direction of the river, and the position of the Almshouse and Woodland cemetery, thus making the bridge nearer at right angles to line of stream, with a reduction in length and therefore of cost.

The line of South street cannot be prolonged without passing through the Almshouse and also the Woodland cemetery. The change of bridge line is therefore made so as to approximate as closely to the buildings of the Almshouse as is deemed advisable. As yet there has been no *detailed plan* and estimate prepared, but it is believed that the amount named in the act as the limit of cost will be, even with the now reduced and still falling prices of material and labor, insufficient to complete so extensive a work in a manner creditable to the City of Philadelphia, unless by the adoption of a permanent bridge the suspension plan may be used, giving the minimum of cost. As to the necessities of a bridge at South street, I would call the attention of the Committee to the very large number of petitions that have been presented to Councils, asking for its construction, some of the largest of which were signed almost exclusively by the heaviest capitalists and leading business men of our City, thus showing that the work has been asked for, not by persons considering solely their personal convenience, but by those whose interests are identified with the interest of the City, its increase and prosperity, and who themselves must, from the amount of

their taxable property, bear a large proportion of the necessary expenditure.

I doubt if there is any locality in this country where the facilities for entering a large city are so limited as with us, for the entire region west of the river Schuylkill, extending from Penrose Ferry to Market street, a distance of six miles along the river, is without a bridge crossing, unless we name as one the objectionable crossing at Gray's Ferry, while the entire population of that section for miles back from the river, either have their business houses in our midst, or are engaged in furnishing the necessary daily supplies for our markets.

As regards the Gray's Ferry bridge, I would state, that it is never crossed by the public unless it is compulsory, for its use by locomotive engines and its general construction is such as to render it absolutely dangerous for ordinary vehicles; the width of the main spans are barely sufficient for two carriages to pass, and from the draw to the western abutment only a single carriage can cross at a time. Foot passengers are also subject to great risk in crossing, for a frightened horse would imperil the life not only of those he was conveying, but all upon the bridge, whether in carriages or on foot.

From Chestnut street to Gray's Ferry is 10,000 feet, and to South street 3,000 feet, but notwithstanding it is only about one-third the distance to Gray's Ferry, yet it is the most southern point that a bridge can, at present, be constructed for the accommodation of the lower part of the City, east of the river.

By the bridge proposed, all that part of the City east of the river below South street is nearer to West Philadelphia, beyond Thirty-sixth street, than by way of either the Market or Chestnut street bridges.

In the construction of this bridge it is very important that we should, if possible, avoid the use of a draw, otherwise by using the line of South street, owing to the askew crossing, we will be compelled to resort to heavy expenditure and the objectionable slide draw, or, on a right angular crossing, reduce the width of structure to about twenty feet for a swing draw, so arranging the masonry as to permit the erection of a third truss whenever the draw pier shall be removed.

I believe it more conducive to the general interest of the City that a permanent bridge should be adopted, from the fact that the greater part of the business of the river is to feed the Schuylkill canal by means of tugs and canal boats. The facilities now being afforded for placing freight on the Delaware front, or on the Schuylkill below Gray's Ferry, by the extension of the Pennsylvania Railroad, are so great that the injury to the few wharf properties, between South street and Chestnut street, would not warrant the serious inconvenience from loss of time and the danger to our citizens at large, which would be consequent upon the construction of a draw bridge; the many vessels now seeking the Schuylkill wharves, above South street, are drawn there by the coal oil depots, which, although valuable to the City in a commercial point of view, yet, for the protection of our property, must be removed to locations more distant from our bridges. Should we have a repetition of what has frequently occurred within the last few years, and the depot on the Schuylkill, below Chestnut, take fire, a floodtide or southwest wind would destroy the Market street bridge and probably so warp and twist the iron work at Chestnut street as to render it useless, and this danger is now imminent and worthy of the serious consideration of Councils.

If these oil shipping points were removed I know of but little business upon the Schuylkill front that would attract masted vessels, and even that will, I believe, at an early day seek those wharves to reach which the least length of the tortuous navigation of the Schuylkill is required, leaving the upper river for canal duty alone.

Respectfully submitted,

STRICKLAND KNEASS,

Chief Engineer and Surveyor.

AN ORDINANCE

For the construction of a bridge across the river Schuylkill at South street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Chief Commissioner and Surveyor and the Chief Commissioner of Highways are hereby authorized to enter into contracts with one or more

competent persons, for furnishing all material and performing all work of excavation, embankment, crib-work, piling masonry, iron work, paving, painting, and such other work as may be requisite for constructing a suspension bridge across the Schuylkill river, at or near South street, with such approaches on the east and west side of the river, as may be requisite and necessary to reach the elevation of roadway on bridge.

SEC. 2. The bridge to be not less than four hundred feet span over the waterway, and in width not less than forty-two feet, with carriageway of twenty-six feet between curbs; and of such elevation as will give a clear height above high water, not less than that of Market street bridge.

SEC. 3. That it shall be the duty of the Chief Engineer and Surveyor to prepare plans in detail, and corresponding specifications for said bridge, which shall be approved by the Board of Surveyors and the Select and Common Councils, and that the contract or contracts entered into for the construction thereof, shall be in accordance with such plans and specifications.

SEC. 4. That before entering into said contract or contracts, the Chief Engineer and Surveyor and Chief Commissioner of Highways shall cause advertisements to be published in three daily newspapers in the City of Philadelphia, giving thirty days' notice for sealed proposals for the construction of said bridge, and that the contract or contracts therefor shall be awarded by them to the lowest and best bidder, subject to the approval of the Select and Common Councils.

SEC. 5. That no proposal for the construction of said bridge shall be considered by the Chief Engineer and Surveyor and Chief Commissioner of Highways, unless the same be accompanied by an engagement in writing from two or more responsible citizens, guaranteeing the faithful execution of the contract, in case such proposal be accepted.

SEC. 6. That payment for said work shall be made in the bonds of the City of Philadelphia; said payments to be made on or about the first of each month during the progress of the work, upon the estimate of the relative value of the work done, to be judged by the Chief Engineer and Surveyor, and upon his certificate being presented to the Chief Commissioner of Highways, eighty-five per cent. of

the amount of said estimate shall be paid in warrants on the City Treasurer, payable either in bonds of the City at par or in cash to be realized from the issue of the bonds aforesaid at the discretion of the Mayor, *provided* the amount due shall exceed five hundred dollars; and when all the work shall be completed agreeably to the specifications, and in accordance with the directions and to the satisfaction and acceptance of the Chief Engineer and Surveyor, there shall be a final estimate made, when the balance appearing due under contract shall be paid, upon a release being given to the City, under seal, from all claims and demands whatsoever, growing out of said agreement.

SEC. 7. That the expense of constructing the said bridge and any land damages arising therefrom, shall be defrayed out of a loan to be hereafter created by the City of Philadelphia, for the specific purpose of building said bridge, and that no contract shall be entered into or work done under this Ordinance until such loan shall be created, but when, and so soon as, such loan shall have been duly authorized by law, then and in such case this Ordinance shall forthwith take effect.

SEC. 8. That the sureties offered in accordance with the fifth section of this Ordinance shall be subject to the approval of the Councils of the City of Philadelphia.

APPENDIX No. 35.

To the Presidents and Members of
Select and Common Councils of the City of Philadelphia :

GENTLEMEN :—The Committee on Markets, having had under consideration the subject of reducing the penalties contained in an Ordinance for the regulating of the Market Houses, approved December 12th, 1865, would respectfully recommend the passage of the annexed Ordinance.

ENOCH TAYLOR, <i>Ch'n</i> ,	GEO. DERBYSHIRE,
SAMUEL C. WILLITS,	W. F. SMITH,
WILLIAM CALHOUN,	CHAS. THOMSON JONES,
JOS. MANUEL.	

AN ORDINANCE

Supplementary to an Ordinance, entitled "An Ordinance to make uniform Rules and Regulations for the Government of the Public Market Houses of the City of Philadelphia, approved December 12th, 1865."

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the penalties named in Section 19 for the violation of Sections nine, twelve, fourteen and seventeen of above-mentioned Ordinance be and the same are hereby reduced to the sum of five dollars.

 APPENDIX No. 36.

The Committee on City Property, of this Chamber, to whom was referred the Resolution relating to nuisance in Independence Square, beg leave to report back the same, and recommend its adoption.

H. C. HARRISON,
THOMAS LITTLE,

WM. PALMER,
F. A. WOLBERT,

G. W. MACTAGUE.

 APPENDIX No. 37.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Joint Special Committee to whom was referred the communication of John L. Hill and R. Henry Smith, setting forth the difficulties they had to surmount in executing their contract for cleansing the streets of the Northern District, and requesting to be released from the contract entered into by them for cleansing said District, also requesting that the carters and laborers be paid ; respectfully report, that, after a thorough investigation, the committee found their statement to be substantially true, and having examined their books found that they had expended fifteen thousand four hundred and thirty-seven dollars and thirty-four cents more than they had received from the city ; that they are indebted to

Richard Peltz, fifteen hundred dollars, and to Frederick Schuellman, thirty-five hundred dollars, for money borrowed of them by the said Hill & Smith, to pay laborers and carters with; that they are indebted to laborers and carters for work performed during the month of June, six thousand five hundred and eighty-nine dollars and thirty-eight cents. The committee are of opinion that the contractors should have been paid from the first of January, instead of from the time of entering into the contract, because there had been no cleansing of the streets since the first of the year and for some time before that period. The committee therefore recommend the passage of the bill hereto annexed, entitled "An Ordinance to release John L. Hill and R. Henry Smith, and their sureties, and to make an appropriation to pay certain claims against the said Hill and Smith."

ALEX. J. HARPER, *Ch'n*,
THOS. A. BARLOW,

GEO. W. NICKELS,
SAMUEL C. WILLITS.

July 12, 1866.

AN ORDINANCE

To release John L. Hill and R. Henry Smith and their sureties, and to make an appropriation to pay certain claims against the said Hill and Smith.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That John L. Hill and R. Henry Smith, contractors for cleansing the streets of the Northern District, and J. Preston Williams and Charles Schick, their sureties, be and they are hereby released from all liability for damages by reason of the non-fulfilment of the contract which the said John L. Hill and R. Henry Smith entered into with the City, for cleansing the streets of the Northern District.

SEC. 2. That the sum of eleven thousand five hundred and eighty-nine dollars and thirty-eight cents be and the same is hereby appropriated to the Clerks of Councils, for the following purposes, viz:

1. To pay Richard Peltz, to reimburse him for money advanced to Messrs. Hill and Smith, fifteen hundred dollars.

2. To pay Frederick Schuellman, to reimburse him for

money advanced to Messrs. Hill and Smith, thirty-five hundred dollars.

3. To pay the laborers and carters of Messrs. Hill and Smith, six thousand five hundred and eighty-nine dollars and thirty-eight cents.

And the warrants shall be drawn by the Clerks of Councils, in conformity with existing Ordinances.

A P P E N D I X N o . 3 8 .

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Joint Special Committee appointed to inquire and ascertain “Whether improper influences were used to produce the excessive awards made in pursuance of ‘An Ordinance appropriating ground for public purposes, passed June 27, 1864;’”

And to whom was also referred “A resolution of instruction to the Committee on Law, directing that Committee to inquire whether or not the Ordinance of June 27, 1864, can be lawfully repealed without subjecting the City to heavy damages; and all other matters of law and fact connected therewith, and with the assessments of damages to the said owners,” respectfully report that they held thirteen meetings, and examined many witnesses, as will fully appear by reference to the testimony which is hereto appended. The Committee regret to have to state that Mr. Elliott, one of the jury, although subpoenaed and notified to appear, refused to obey the subpoena, and that they were without the power to compel his attendance, on account of a defect in the law, which demands correction. Having heard the evidence, and carefully weighed it, the Committee have arrived at the following conclusions :

First. That the jury was not composed of such persons as should have been selected for the determination of such an important matter, involving the expenditure of nearly half a million of dollars. The evidence shows that they certainly lacked both integrity and judgment. Two of the jury, however, were honorable exceptions, viz., Messrs. Johnson and Marks. If the jury had been composed en-

tirely of such men, the public might have been satisfied with the award. The evidence does not show that any other influences were used by the property owners than suppers occasionally, sometimes at the property, and at other times at the Falls of Schuylkill, the latter in a very reprehensible way. This custom the Committee do not hesitate to disapprove of and condemn, and hope that it may soon be abolished. The evidence of some of the owners shows that they were applied to by one or more of the jurors for extra compensation, and, if some of the jury are to be believed, Mr. Ervin agreed to raise them a thousand dollars each; while, if Mr. Ervin is to be believed, this statement of the jurymen is untrue, and merely fabricated to screen themselves. The Committee leave it to the public to settle the question of veracity from the evidence. The Committee have no hesitation in saying, that the award in many of the cases is excessive, and having been made by a jury, a majority of whom lacked both integrity and judgment, ought not, as to these, to be confirmed.

Secondly. That the Committee are of opinion that Councils have not the power to repeal the Ordinance of June 27, 1864, and that if they had, it could not be done without subjecting the City to heavy damages; and therefore the City can only look to the Court having jurisdiction of the whole matter, to protect her against so gross an imposition and wrong as the confirmation of the excessive awards would be. The Committee submit the annexed resolution and ask that it may be adopted.

JOSEPH B. HANCOCK, *Ch'n*,
(To enable the report to be made.)

JOSHUA SPERING,

H. MARCUS,

(To enable the report to be made.)

JAS. A. FREEMAN,

JAMES PAGE,

JAS. H. BILLINGTON.

RESOLUTION

To discharge the Committee on Excessive Awards.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee be discharged from the further consideration of the subject of the excessive awards.

Testimony before the Committee.

P. PEMBERTON MORRIS, *sworn and examined*: I represented Mr. Charles Wheeler in the Park matter. I attended the jury. Mr. Wheeler came to me on the 2d or 4th of December and stated that he had been informed by some one anonymously that unless he gave something he could not get a sufficient award by the jury. Mr. Wheeler came with a letter which stated that if Mr. Wheeler did not come down with the dust he could not expect a large award. I went to Messrs. Brewster & Sellers of the law department and threatened to have the whole proceedings quashed. The solicitors advised me not to proceed, as there were many properties fairly assessed; that they were about to proceed to Washington to attend a bridge case, and I had better let the matter rest till they returned, which I agreed to do. I do not know of any corruption. I was determined that my client should have the advantage of the threat. The letter was anonymous. It did not purport to come from a juror, but an outsider. I asked for the rolling mill property \$140,000, and the jury awarded \$92,000. Mr. Wheeler paid \$85,000 for the property in February, 1865. It was sold in 1862 during great depression in the iron business, at auction, for \$35,000. It was bought in by the firm. He took the property at \$85,000 on retiring from business. Mr. Wheeler was not anxious for the city to take the property. After receiving notice from the Solicitor soon after the passage of the ordinance he wrote to the Solicitor that he was about expending several thousand dollars on the property, and as they had received no notice they proposed making them. Mr. Brewster sent word back that the property was absolutely the city's, and if the improvements were made they would be made at Mr. Wheeler's risk. The City Solicitors defended the city interest before the jury with great vigor, and did every thing they could to keep the damages down. Mr. Sellers seemed to think that we ought not to get any thing scarcely for the property, that we ought to give it to the city for the benefit of the city. Except in regard to the anonymous letter, I know of no fraud or corruption. I learned from Mr. Ervin when he testified that he gave a supper to the jury. I do not think that had any improper

influence. I think the jury could be easily bribed, if to give them a supper after they had been at work all day would bribe them. Mr. Wheeler thinks that the award is a low one, but he is satisfied with the award.

GEORGE C. MILLER, *affirmed and examined*: This rolling mill property at the Park was not in my hands for sale. I am a real estate broker and know the value of property. The mill at Fountain Green works was placed in my hands for sale. None of the properties of the award were placed in my hands for sale. They asked \$75,000 for the Fountain Green property and sold it for \$68,000. It was in good running order at the time.

CHARLES E. LEX, *sworn and examined*: I was counsel for Messrs. Tryon, Krupp and Flack. I was present at the meetings of the jury. I examined witnesses before the jury. I examined Daniel M. Fox. The witness for the city valued the property at more than it was valued by Mr. Fox. Mr. Smethurst was called by the city. I think Mr. Flack was injured by the city. His property was seized by the city, and about the time it was seized it was burnt down by accident. He had an ice house built on a very peculiar plan. During the summer he did a very nice business. He could not build because the city would allow him no damages for the building, and besides he is not in a condition to build. His case was a very hard one. Mr. Flack was assessed at \$3,000. Mr. Shaw informed us there had been no changes in the assessments for many years. Mr. Patterson was a witness of mine. Since the fire Mr. Flack has been entirely supplanted in the business by others. Mr. Krupp's award was \$36,000. Ketchum and Lloyd were my witnesses. Supplee and Smethurst were witnesses on the part of the city. Mr. Krupp agreed that his ground might be valued at the price of ground adjoining. I did not know of any corruption till within a short time. I am willing that the award shall be set aside, and I think the respectable portion of the advocates are willing. I think the court will set aside the whole award. I cannot see that you can annul the previous action of Councils. If you could do so the city would be liable to heavy damages. If the city were to back out I do not know what Messrs. Krupp and Tryon would do, but I

know Mr. Flack would sue for damages. Daniel M. Fox valued the property of Mr. Tryon, and he valued it lower than the city's witnesses. The jury awarded the value fixed by Mr. Fox. During the whole progress of the proceedings I had no reason to think that there was corruption. There were no more suppers given than usual on such occasions. Mr. Krupp gave a collation. The jury were at it. Mr. Sellers was at it. The Supreme Court has sustained such proceedings. There was nothing extra on the table. We were very frequently at the Robert Morris hotel. From what I saw I had no reason to suppose corruption. Mr. Smethurst would give no opinion as to the value of the building. Messrs. Smethurst and Supplee valued all the ground on the part of the city. I know the parties were anxious to get as much as possible for their properties, but I do not think there was any corruption.

DAVID W. SELLERS, *sworn and examined*: I was Assistant City Solicitor, and had been so since May 11, 1858. I was Assistant City Solicitor till September, 1864. I attended every meeting of the jury except when the jury met by themselves to make up their award. I think Mr. Brewster was present at the first meeting. I examined a great many witnesses on behalf of the city. [A book containing printed testimony shown witness.] That in the abstract contains all the testimony, that is the substance of it. Charles D. Supplee was a man who had built some thirty-five houses in West Philadelphia for Clarence Clark and O. W. Davis. He had also built at Francisville. I selected him as an expert. I gave to Messrs. Supplee and Smethurst a reduced plan. I went with them over all the properties. I spent four afternoons on the ground with Mr. Smethurst and two afternoons with Mr. Supplee. We examined the properties in detail. I never knew a proceeding to be conducted with so much care, and I have been on various road juries. I have heard since the award has been made that three jurors offered to increase Mr. Wheeler's award \$10,000 for every \$1,000 he would give them. I do not think that Mr. Marks knew any thing about it. Except in this case of Mr. Wheeler's I have no reason to suppose corruption. The award was filed January 2, 1866. Before the award was filed Mr. Morris stated that certain offers had been made to

have the amounts increased. Since I have been connected with the matter, I have refused fees on account of my official position. Since I have been out of the Solicitor's office several persons have called on me to act as counsel and I have declined.

The fees offered to me amount to \$1,200. In two of the cases in which they desired to retain me, I considered the awards excessive. One of the properties sold for more than the award, and the other sold for \$4,000 less than the award. The two properties were sold under peculiar circumstances: one was for a corporation, and the other under a pressure of a first mortgage. The party bought one of the properties as an investment, thinking that in the future the city must take it, and he holds it for speculation. I think I would take the property at the award. I think Mr. Price's opinion is that the property of the award is worth \$600,000. When I first proceeded, Mr. Price filed a bill of injunction. He has opposed the taking of his property from the beginning. I appealed to him as a public-spirited man. I know of one supper that was given. We had gone out several times to the property. When several of the counsel were present we agreed to go upon the ground, and that there should be a collation, and the property owners were to pay for it. At my solicitation, the Committee on City Property and a number of members of Councils were invited. The collation was a plain one. It was the only one, except the one I heard Mr. Wheeler gave. If I had known of Mr. Wheeler's supper, I should have opposed it. I cannot give an intelligent answer in regard to the value of the property of Mr. Wheeler. Mr. Wheeler had awarded \$92,000, which he thought was a very indifferent award. I called Mr. Smith, of the Reading Railroad, as a witness, as he had been a former owner. I also called the proprietor of the Fountain Green rolling mill. We had considerable difficulty in getting witnesses. I called on Mr. Merriek, and he stated that he did not like to place a value on other persons' properties. Mr. Smith, of the Reading, did not like to value the property, as the railroad brought coal to the mill. Mr. Smith said he would be a witness if he were subpoenaed. Mr. Miller and others valued the property not less than 100 feet deep, at \$6 per foot. The properties were very much the same, and when

one property was valued, it fixed the value of the other properties. I think where there is a doubt in regard to the value of a property, the owner ought to have the benefit of the doubt. Mr. Miller's property was awarded the most fairly. I think the award of Mr. Krupp's property excessive. I intimated that if the jury allowed him more than \$25,000 it would be excessive. I think to-day the award should not be more than \$21,000. Mr. Ketchum made the estimate on the gold basis. I appealed to the jury that it ought to be divided. I think clearly there was no tampering with the jury on the part of Mr. Krupp. The good will entered largely into the value of Messrs. Popp's, Krupp's, and Fricka's properties. There were witnesses to prove that the good will was a consideration. Mr. Krupp, if he could get rid of his present tenant, could get \$1,800 per annum for his property. The railroad has made the property very valuable for restaurant purposes. You will never get a jury to leave the good will out of the valuation where there is good will, and it is the good will that has swelled the award of Mr. Krupp's. I think the award to Mr. Fricka is excessive to the amount of \$40,000. I think \$37,000 would have been sufficient for the property. I think the award to Mr. Flack is excessive. I think his property is worth \$17,000. I think Mr. Krupp's should not have been more than \$25,000. I think the award to the rolling mill should not have been more than \$50,000. I think those are all that are clearly excessive. I think No. 1 should have been valued at \$10,225; No. 2, \$10,200, with right to remove the house; No. 3, \$11,500; No. 4, \$22,800; No. 5, \$5,250; No. 6, 7, 8, 9, 10 and 11. each, \$3,900; No. 12, \$4,100; No. 13, \$6,500; No. 14, \$30,000; No. 15, \$25,000; No. 16, \$25,000; No. 17, \$7,654; No. 18, \$3,650; No. 19, \$3,750; No. 20, \$8,100; No. 21, \$2,550; No. 22, \$1,210; No. 23, \$19,500; No. 24, \$50,000; No. 25, \$15,500; No. 26, \$8,500; No. 27, \$4,900; No. 28, \$1,100; No. 29, \$50; No. 30, \$12,550; No. 31, \$15,300; No. 32, \$125; No. 33, \$125; No. 34, \$50; No. 35, \$700; No. 36, \$700; No. 37, \$2,200; No. 38, \$1,600; No. 39, \$200; No. 40, \$225; No. 41, \$175; No. 42, \$400; No. 43, \$40. I think the jury was regularly drawn. I do not think the city is able to avoid the effect of the Ordinance of June 27, 1864. The right vested in the city to make the

entry on the approval of the Ordinance. Prior to 1857 the city had only the right to take private property for streets. I don't think you can avoid taking the property under the statute. The only case that has arisen is the Central Park at New York, where the owners could not refuse to take the money. The decision in that case was, that although the property vested, you had to pay them money.

M. J. MITCHESON, *sworn and examined*: I represented Mr. Henry Fricka in the matter of the award. The properties were Nos. 14, 17 and 19. I attended before the jury.

Question. During the time that you were in attendance as counsel for Mr. Fricka, was there anything that took place to lead you to suspect that any of the jurors were tampered with by any of the parties claiming damages?

Answer. Nothing whatever; and I had not the furthest belief that my client either gave or attempted to give one single dollar, or to use any improper influence directly or indirectly with any one of the jurors, or all the jurors, or with any human being directly or indirectly concerned in the award of damages to the owners of property. On the contrary, so far as I was able to see in the whole course of my attendance before the jury, they discharged their duty with exemplary punctuality and attention to their duties, and I may be permitted to add that so far as the learned Assistant City Solicitor was concerned, nothing could have been more creditable than the fidelity and zeal with which he contended to maintain the best interests of the city in securing these forty-three properties to its use at the lowest valuation. The jury were in session for one whole year, and he acted as the representative of a large interest before that jury. All the property my client owned in the world, and the accumulation of many years were involved, and I considered it my duty to attend a number of the meetings of the jury, but through the whole of my attendance before the jury and through the whole of my interviews with my client I most unhesitatingly say that I never saw or heard anything that induced me for a moment to suppose that Mr. Fricka desired to exercise any improper influence whatever with the jury in his effort to obtain damages for his property.

Question. What was the amount of damages claimed by Mr. Fricka?

Answer. \$107,200 was the amount of claim I presented to the jury: the properties were Nos. 14, 17, 19. I claimed \$85,000 for No. 14 upon the clear testimony of disinterested witnesses. No. 17, \$12,900. No. 19, \$9,300. The jury awarded to No. 14, \$70,625; No. 17, \$11,466.66; No. 18, \$6,100; total, \$88,191.66.

Question. In making out the items of claim No. 14, what was embraced?

Answer. The actual cost of the erection of the building and improvements, which were carefully measured by perfectly disinterested and competent persons, who Mr. Fricka did not know; they were sent there by myself, with instructions to estimate the value of the buildings. The leading witnesses upon this point were Mr. John A. Righter, one of the oldest and most careful builders in this city, and Mr. Josiah Evans. The testimony of these gentlemen I have before me,—I took it down in detail. The testimony of Mr. Righter proved that the cost of the building and the improvements, at the time of giving his testimony, would be \$35,000. His testimony is fully indorsed by Mr. Evans. Mr. Evans' testimony was given in brief on account of the lateness of the hour when examined. The next item was the value of the ground, and I proved by Messrs. Righter, Evans and A. D. Caldwell, that the ground of the Robert Morris hotel was worth \$10 per foot. Mr. A. D. Caldwell testified that he had examined Mr. Righter's valuation and he thought it was correct. In addition to that, I estimated the value of the good will of Mr. Fricka's business, and proved by two witnesses, viz., Messrs. Johnson and Frederick Baltz, to be at least worth \$25,000. Several other witnesses testified in the same manner as to good will. Mr. F. Baltz testified: I know Mr. Fricka's business, and I can judge from my knowledge of his house that he must have a profit of from 8 to 10,000 dollars annually. He has made it a good stand himself. I should say he has made at least \$25,000 in the last three or four years. I know of the Park hotel; it is not as good a stand as Mr. Fricka's. The triangular lot opposite the Park hotel would not be as good. I think Mr. Fricka's the best stand in the city, on account of its being the terminus of the railroad. I do not think

Mr. Ladner, at Third and Green streets, makes as much money.

Question. Did the improvement influence his property?

Answer. Partially so.

Question. Would your client be willing that the city should repeal the ordinance and claim no damages?

Answer. It is too full. It is a question I cannot answer at present. If you ask me as a citizen, I unequivocally say, No. I am willing to pay my proportion as a tax payer for the property. If the ordinance should be repealed, I should hold the city liable in damages, because my client has been prevented from improving his property. My clients are willing to take the three awards. At first one thought of excepting. And I have no doubt now in my own mind he could sell those vacant lots for more than the city intends to pay him. If the award should be set aside and the Solicitor should not draw another jury, I don't know at present what course I should pursue. If the city of Philadelphia should abandon the project my client would be delighted; as a matter of pecuniary moment he would be glad. I cannot say whether I would claim damages. I have heard of corruption in the award, but I have no personal knowledge of any. I was astonished at Mr. Ervin's testimony. The jury had a moderate entertainment at Mr. Fricka's. But only when they visited the property. They may have had two or three suppers. I think they would not have cost over \$20 each. There was nothing public in the matter. It was a matter of business. There was nothing set out to influence the jury. If Mr. Fricka had been approached, he would have mentioned it to me.

ELI KRUPP, *sworn and examined*: I own a property in the neighborhood of Fairmount Park. I was present when the jury sat. Charles E. Lex was my counsel.

Question. What is your property worth?

Answer. I was requested to get John Ketchum and Joseph Lloyd, as competent men, to appraise my property. I placed no value on the property. I don't think the award an excessive one. If they had awarded me less, I should have tried to get it set aside. I did not know one of the jury. I met them occasionally. I gave them a supper at one time, when I was notified that the jury would be at my

house. I invited about twelve members of Councils. None came. Messrs. Lex and Sellers thought there was no impropriety in it. The supper cost \$20. I believe all the jury were there. I never gave the jury anything nor do they expect anything. I never authorized any one to give them anything for me. I did not value my property to them. I do not know of any person having offered the jury anything. I cannot remember how I got intelligence of the amount awarded to me, or the time. I think I got it of Mr. Sellers. I rent the property for \$1,000 per annum. Unfortunately I gave a lease three years ago, which has two years to run. I said to Mr. Dutesh, "Suppose I had possession of my property and I was to raise the rent to \$2,000, what would you do?" He said, "I think I would try it." I made improvements before the city appropriated the grounds. When I was a director of the Green and Coates Streets Railway Company I saw it was going to be a great place, and that is what induced me to build the property. I built the property to suit boat clubs, because they had become dissatisfied with Mr. Fricka. After I built the house I agreed to let it to Mr. Dutesh; the first year at \$700 per annum, for the purpose of starting it. I did not tell members of Councils I would take less than the award. I said, "If they would give me \$28,000 for the building, I would say nothing about the ground." I consider my property worth every cent the jury awarded me. When I fixed up my house I fitted up the third and fourth stories for boat clubs, and if they had taken them I would have received \$1,000 per annum the first year.

ALEXANDER ERVIN, *sworn and examined*: I am in the employ of Charles Wheeler. I am superintendent of the rolling mill. I had conversation with the jury at their own instance, by coming to my place of business. I had the first interview some time in November, 1865. At the first interview Mr. Boyd came to see me. I knew him to be a jurymen. Mr. Boyd called and stated to me that the rolling mill was a big thing, and that it would be hard to get it through the jury. Some of the jury did not understand it, and he thought that he could fix it for us. He said, "Mr. Johnson, one of the jury, was a very hard man to twist, and unless there was something done, they would not be satisfied. I told him I did not know anything about it, and that I would have nothing to do with it. I stated to him that I would

tell Mr. Wheeler that he had called, and what he had said, and what my reply was. I presumed at the time he took that as an assurance of what he had said, for when he went out, he said "he would call again in a few days." He called again in about a week afterwards, in company with Mr. Sloan and Mr. Rotan. I was behind the counter when they came in, much engaged. They sat down on the bulkhead, in front of the bank. While they were sitting there, Mr. Wheeler came in. He knew them, having seen them on the jury. He came and asked me what they wanted. I told him I did not know, except it was money, but that I would go and see. Boyd and Sloan came forward to meet me and left Rotan still sitting there. They said the jury had had a caucus meeting, and they had come to the conclusion that if we would pay them \$5,000, they would give us \$130,000 for the mill. I told them Mr. Wheeler was there himself, and they might talk to him. They replied that they would rather not, and that I had better tell him what they had said. I told them Mr. Wheeler said he had never received a cent by bribery, nor given one, and considered any money obtained in that way calculated to do great harm. They then passed around and went out, and as they went out Rotan remarked, that he was sorry that they had got him to come. Boyd came back shortly after that, himself, and said to me "that Mr. Elliott, another jurymen, had sent him to get us to put down on paper what we would do after the award was made, if we would not do it before." Mr. Sloan called after that and said, that several owners of property had given him something and reiterated the fact, that as ours was the largest property, therefore we ought to bleed freely. I do not recollect whether he mentioned the property owners, but I think he did. Just after these interviews, I think in December, I came to the office and found an anonymous note, the contents of which had reference to the award of the jury, and endeavored to show the duty on our part for paying for the award. Mr. Wheeler immediately took the note to Mr. Morris and related the different interviews of the jury with me, and Mr. Morris and Mr. Wheeler went to the City Solicitor, which was about a month before the award was made, and communicated all the facts to him. I was standing at the door when Mr. Sloan came into the bank. He pulled a paper out of his pocket and pointed to some-

thing in it to Mr. Wheeler, and said, "Look, Mr. Wheeler, what we have done for you!" Mr. Wheeler replied something and walked back into the president's room. Mr. Sloan stood a few moments as evidently waiting for something, and making no remark, passed out. This was the last interview on the subject. One of the jury said that they would give \$10,000 over and above the \$130,000 for every \$1,000 paid to them over the \$5,000. It was either Mr. Boyd or Mr. Sloan that said it. Neither Mr. Wheeler nor myself ever gave the jury any money, nor anybody else, to my knowledge. Mr. Marks never approached me. I saw him only in the discharge of his duty. Mr. Wheeler does not think it an excessive award. Mr. Wheeler valued his property at \$150,000, and the machinery to be removed. I think Mr. Wheeler contemplated filing exceptions to the award, because it was too low.

JAMES BOYD, sworn and examined: I reside at No. 18 South Nineteenth street. I was summoned as a jurymen on the Park matter. I cannot tell who left the notice. I attended all the meetings but two or three. I think I did call on the property owners before making the award. I called on Mr. Ervin. I called on no other. Mr. Ervin took the jury out to the Falls of Schuylkill and gave them a supper. I was not present on that day. He stated to the other jurors that he was sorry that I was not present, and he also said that he would like to see me. I stopped in to see Mr. Ervin, and he said that he was very sorry that I was not at the supper. He said that I would be no worse dealt with than any of the others. He said the award was very long on the way and wanted to know when we would get through. I told him I did not know. He said it was a big thing. I suppose it was their property he meant. He said that he intended to make a little award to the jury. I asked for nothing at the time for I did not know what to ask for. When I was leaving he told me to come back that day a week. Before I went back the jury had met to reconsider two or three properties that had been overlooked. We were there no time before Mr. Ervin had two or three carriages standing in front waiting on us. We were invited to go out to the Falls of Schuylkill to a supper. He spared no expense. He gave us a very decent supper, and plenty of good

wine and cigars along with it. After the supper we got in the carriages and returned to our homes. On our way Mr. Ervin asked Mr. Sloan and myself where a note with something in it would reach us. The note never reached me. I gave him my number. He said that I might call at the bank again. He had invited me to call, but I did not call at that time. I mentioned this circumstance to Mr. Rotan. I told Mr. Rotan about the note, and asked if he had mentioned it to him, and he said no. Then Mr. Rotan said why don't you go to the bank and see him? I said I would if he would go along with me, but I did not like to go alone. He did not want to go, and I said that I should not go. Afterwards we went together and stood inside of the bank door, to the right, near the window. We did not go to the back of the bank. While we were standing there Mr. Wheeler passed us. I did not know Mr. Wheeler, but Mr. Rotan said it was Mr. Wheeler. Mr. Ervin came as soon as Mr. Wheeler went in to where we were standing, and said he was sorry we came in at this time. He remarked that Mr. Wheeler was a very conscientious man and he would not give ten cents. I suppose he had been mentioning the matter to Mr. Wheeler. Mr. Rotan said he was perfectly right, and that is just what he would do. He then said that after the award was made that he would go to the property owners and see if he could not raise a \$1,000 a piece. I never went near him since and have had no conversation with him. I never saw any of the other property owners. I drank with Mr. Flack, and before the award I never had any conversation with any of the property owners. I never said to Mr. Ervin that if he would give \$5,000 we would give them \$130,000. The other jurors knew more about the property than I did. So help me God, I never made the proposition of increasing the award \$10,000 by receiving \$1,000. The jurors were governed a great deal by the witnesses. We did not give within several thousand dollars what the witnesses proved the property of Mr. Wheeler to be worth. Mr. Ervin had some good witnesses. When I went to the bank I expected some good cigars, but no money. I expected to get some money in the note. I did not know how much. The award had been made when I went to the bank, but not the first time I went there. The jurors never had a private meeting.

Mr. Rotan, Mr. Sloan and I went there because I did not like to go alone. I never was at a private meeting when one of the jurors was to go and see Mr. Ervin. Mr. Sloan was to go there, I suppose, because he thought he could talk Mr. Ervin into something. I did not know that I was to be a juror before I was summoned. There was no understanding, so far as I know, that the jurors were to levy on the property owners for the purpose of increasing the damages. Mr. Flack gave us two suppers. I know all the City Commissioners, but I never asked them to put me on the jury. I never thought of receiving any thing till Mr. Ervin said that he would send some money in a note. I was twice on jury in the Criminal Court.

JAMES N. MARKS, *sworn and examined*: I was one of the jurors on the Park award. I attended about fifty or fifty-one meetings. No property owners made overtures to me. I do not know that any were made to the other jurors. I have seen Mr. Wheeler. I never saw Mr. Wheeler at his place of business. I do not know where his place of business is. I do not know of any overtures to any of the jury, either in the shape of presents or otherwise. I think I got my notice from Mr. Sellers, but I am not positive. I do not know how I was drawn. I knew all the City Commissioners. I was not glad that I was drawn. If I had had my choice, I would not have gone on the jury. It was an unprofitable business to me. I think I got \$51 for my services, and that is all I got in any way or shape. None of the property owners proposed to pay me. I never got anything and never expect anything.

Question. Did you from what you saw see anything done to show undue influence in making the award?

Answer. Nothing. There was a conversation in the room adjoining this just now, about going to the bank, and they said that they saw Mr. Ervin and Mr. Wheeler there. This conversation was between Mr. J. Boyd and Mr. Rotan. I think Mr. Rotan was speaking. It did not seem that they were making up something to enable them to testify. There were two or three collations served up at Mr. Fricka's and one at the Rialto House. I was on jury once. I did not think that there was any excessive eating and drinking. Mr. Ervin took the jury out to the Falls of Schuylkill once.

There was some difference of opinion among the jurors in relation to the larger awards.

GEORGE ROTAN, *sworn and examined*: I was on the Park jury. I received notice from the Deputy Sheriff. I was not at all the meetings. I visited some of the property holders mentioned in the award. I visited Mr. Fricka. I went to see Mr. Ervin. I never spoke to Mr. Wheeler in my life. I nodded to him in the academy. I called on Mr. Ervin in December, 1865. It was after the award. We visited the Park to look at the property. Some of the properties we intended to reconsider. Mr. Ervin called us in and showed us by his books what the property had cost Mr. Wheeler. After we had got there we found two carriages standing at the door. We were invited to go to the Falls of the Schuylkill and get supper. After supper Messrs. Johnson, Elliott, and myself got into one carriage. Messrs. Ervin, Sloan and Boyd got into the other. Mr. Marks was not along. The next day in the city I met Mr. Boyd. He said Mr. Ervin had requested him to go down to the bank to see him and asked me if I would go along. I told him I did not wish to go, but he insisted and I went. Mr. Boyd went into the bank building first to see if Mr. Ervin was there, but he was not in. I sat on the inside front window-ledge. In a few minutes Mr. Wheeler came in and went into the back office without noticing us. Mr. Ervin came in a few minutes after and went into the back office. Neither of them noticed us. They came out together about half way along and turned towards a little door. They stood there and conversed awhile. Mr. Ervin came over to us and said I am sorry you came here while Mr. Wheeler is here. I replied that Mr. Boyd told me that you wished to see him and insisted on my coming with him. He said Mr. Wheeler would not give anything for your men in this case. He is too conscientious. He would not give ten cents if he could make \$10,000 by it. I said to him that Mr. Wheeler was perfectly right, it is just as I would do myself. He said you people get nothing for your labor. You have been at it a long time and it certainly won't pay you. After the award is over I will go among the property owners and see if I can raise something to make you a little present. Not positive whether the amount was named, but I think it was \$1,000 each. This was after the

award. We had fixed on the amount before this interview. We went out again, because it was necessary to divide the award on account of the canal. Mr. Sellers told us one part must go to Mr. Eli K. Price; the other to Mr. Wheeler, and the other to Mr. Kern, the flour man. Mr. Wheeler did not know the amount of the award I think. Mr. Boyd alone accompanied me at that interview, which was the only time I was there. I never asked any persons for any money, presents or anything. The jury never held any caucus, to my knowledge. I never heard of any note having been sent to Mr. Ervin. I did not send it, nor did I know of any one else sending a note. I did not expect anything from Mr. Ervin. Only went because Boyd wanted me to go with him. Boyd did not tell me he expected anything. I was at two suppers at Fricka's and at one at Mr. Krupp's. Nothing was said at the supper relating to the property. I am a ship caulker by trade, and reside at No. 1253 Palmer street. I have been a road juror before. I knew all the City Commissioners. I did not know that I would be on this jury.

HENRY FRICKA, *sworn and examined*: I reside at the Robert Morris hotel. I own it. I keep the house. I know about the jury. I was before it. I brought to the Wetherill house Mr. Righter, as a witness. None of the jury ever called to see me. Not Mr. Sloan. Not Mr. Rotan. Not Mr. Boyd. They were at my house when looking at the property. They were there three or four times. I gave them lunch, crackers and cheese and lager beer that was on the bar. I never gave them any money or promised them any. I never agreed to make them any present. I never hinted to them what my award should be. They never said anything to me. Nobody on behalf of the jury said anything to me about the property. I do not know of any improper means being used to the jury. I offered them brandy and they would not have it. They took lager beer. I do not think the jury awarded me any more than I ought to have. I could get as much at auction. I have owned the property twenty years and have been there fourteen years in business. I have had fourteen boat clubs there at one time. I never made arrangements for supper. I would be willing to take my property back if the city would allow me for what I have suffered. There are many places

I could have rented if I had the use of my property. I never received any notes from any one in regard to receiving any notes.

RICHARD L. ASHHURST, *sworn and examined*: I am counsel for Mrs. Charlotte Frazer Fletcher. I did not get all I claimed. I think the award not an excessive one. My estimate was \$6,700; the jury gave me \$6,300. I did not think it worth excepting to. Two of the jury approached me. After the award was made, and before it was published, two of the jurors stopped me at Spencer Miller's office, at the door. The speaker was Mr. Boyd. He said to me, did I know my award? I said it is not yet published. He said he could tell me. I said that it was needless, that I knew what it was. He asked me if I was satisfied. I said not entirely, but thought I should not except. He then said he thought the jury had done very well for the property holders, that they had a very hard year's work of it, that they could not get any of their compensation from the city for a long time. He thought we ought to give them something for a present. I told him it would not do. It would not be right. It would vitiate the proceedings. He said, Oh, no; the proceedings were over, the award was made and we might give him a present now without any harm in it. I told him I felt very kindly towards them, I should be very glad to oblige them, but this would not do. He asked me to speak to some of the other property holders or their counsel about it. I told them I would do so, but I couldn't change my mind. I met Mr. Boyd and another of the jury. I think it was the same one. I cannot tell who it was; if I were to see him I could tell which it was. I do not know his name. About opposite the State House they asked me if I had thought anything more about that and spoken to any of the other gentlemen about it. I told them I had, but not changed my view. They made a further piteous appeal; represented poverty; in great suffering, themselves and families, in not getting their fees. I finally said to them or one of them—whether it was my suggestion or theirs I am not sure—that things done perfectly above board, and with the approval of the officers of the city, perhaps a subscription might be made to pay them their fees or advance them. They expressed themselves satisfied with such an arrangement. I spoke to Mr.

Sellers, City Solicitor, about it. He told me that suspicions were entertained about the conduct of the jurors, and that it was better to let it alone. Of course I dropped the matter. I mean by their fees their legal fees. The first conversation took place in 1865, between the time the report was drawn up and when it was filed. It was after the report had passed out of their hands. I know it. I knew what the award was when the juror spoke to me. The Assistant City Solicitor had mentioned what my award was and the report would be published soon. During the progress of the matter I never saw anything on the part of the jury to show fraud or corruption. I have heard of other matters. I have heard statements from other members of the bar which I think I ought not to state. I had no knowledge the award was filed. I never heard of any case, except Mr. Wheeler's, where the jury desired to increase the award in consideration of receiving pay. Mr. Boyd struck me as a very low, ill-bred man, and did not think he thought he was doing anything wrong by asking me for money. At the second interview my opinion of the jury was changed from what other lawyers said of them. At the first interview I did not think them corrupt, at the second interview I did not know whether they were corrupt or no. From the conversation of the two jurors I understood them to speak for themselves and not for the other jurors.

W. J. SLOAN, *sworn and examined*: I reside at 39th and Lancaster avenue. I was a juror on the Park. I got my notice signed by the City Solicitor. I knew Mr. Given at the time. I never spoke to Mr. Given about placing me on the jury, but blackguarded him for doing it. I never was on any other jury. I cannot tell how many meetings of the jury I attended. I think I missed about ten meetings. I called on Mr. Ervin at the Central Bank. I can't name the exact time. I think it was in December, 1865. I called once with Mr. Boyd and once by myself. I went, at the request of the jury, by myself. The first time I went to see about his claim put in for Mr. Wheeler's property by him. He was superintendent of it. The first conversation was in a carriage, which makes three interviews; it was coming from a supper at the Falls; Mr. Boyd was with me. Mr. Ervin went up with Messrs. Elliott, Rotan and, I think, Johnson.

He came down with Boyd and me in the carriage. Mr. Ervin began to talk about his claim he put in for the rolling mill. As near as I can recollect now, I told him the claim he put in of \$150,000 was too high, without he threw in the machinery. Mr. Boyd told him he could not get that claim, that it was swindling the city to get it. He then said I think I can get it, or words to that effect. He talked about passing some money. He said he would look around and try to raise about \$6,000—about \$1,000 for each of the jury. He said I will do something on my own account, or words to that effect. He then asked Mr. Boyd where a note could find him. He then asked me the same question, and we both told him. He then told Mr. Boyd to call and see him and not me. Mr. Boyd told me afterwards. It was not made in my presence. He never said to me what would be in it. He might have said it, but I did not hear him. The way we came to go to the bank, there was a dispute among the jury about the claim Mr. Wheeler put in—some had it \$90,000, some had \$120,000, and some \$150,000. I met Mr. Boyd in the street, and Mr. Boyd and I began again to dispute about it. We then went to the bank and Mr. Ervin agreed to my memorandum. His property came up before the jury that evening and Marks ruled it out; he was chairman of the jury. The third interview I went to see Mr. Ervin and told him he could not get \$150,000, it was out of the question, that it was too high, and asked if he could not put in a smaller claim—it was too much to take the machinery away. He said they could not take less, it would not pay them. I met Mr. Wheeler and bade him good morning and walked out. Messrs. Rotan, Boyd and Elliott requested me to go the second time. I went. The jury of four wanted to get at the right amount, and we were a majority of the jury. I never heard Mr. Boyd ask Mr. Ervin for any money. I never heard Mr. Boyd talking to Mr. Ervin, except what I heard in the carriage. I never asked Mr. Ervin for any money. At the bank nothing was said about the \$6,000. When he proposed it in the carriage I made no reply. There was nothing occurred about receiving a per centage on the award. None of the property owners, except Mr. Krupp, spoke to me about their property. Mr. Krupp, every time he would meet me, said he was going to do something after the thing was squared up. He told me about it so often that I

began to get tired of it. I said to him one day, on the corner of Seventh and Chestnut streets, what will it be? He said he was going to get some of the property owners to splice together, give a grand supper, and invite some of his friends of Common and Select Councils. That it was before and after the award was made. That was all Mr. Krupp said to me. I never saw the supper. I thought from his manner he was going to give a brick house. I don't think he designed to corrupt the jury. He claimed some \$40,000, and he would throw off some \$5,000, so as to make the award a reasonable one. I heard Mr. Boyd say the same thing. Mr. Boyd said he thought Mr. Krupp was a damned rascal. I met Mr. Boyd and Mr. Ashurst at Fourth and Walnut. He was plaguing Mr. Ashurst about a suit of clothes. Mr. Flack came along and was complaining about not getting enough award. Boyd said he got too much. I told him we had not got our fees, and we did not get them for three or four months afterwards. I might have met Ashurst in front of the State House, but I don't think I did. I think there was a proposition made to cash our warrants for fees, but I don't know who made it. When Mr. Ashurst came up Mr. Boyd remarked that he would ask Mr. Ashurst for a suit of clothes, but I don't think he will give it. It was after the award was made. It was only said in a joke. We never had a caucus meeting to go and see Mr. Wheeler. We had caucus meetings, but I don't think it was agreed to go to Wheeler and ask him for \$5,000. No, sir, it was not agreed to do so. Mr. Boyd never said in my presence that the jury had had a caucus meeting and had concluded to make the award \$130,000, if Mr. Wheeler would give \$5,000. I never wrote an anonymous letter nor know of any of the other jurors writing anonymous letters to get money for the award. In assessing the damages the offer of Mr. Ervin had no influence with me in giving the award, but I was governed by Mr. Marks' judgment. What Mr. Krupp said did not influence me in making an award. I can say before the public that I acted with a conscientious heart in making the award. I never expected to get the \$1,000 Mr. Ervin was to have collected for the jury. I would not take it till after the award was settled, and then I would as any other man would. I saw Mr. Marks about it, and he told me not to have any thing to do with it, and gave me a severe lecture about it. He said after the

thing was all over and the matter was hushed up we might receive a small present. There was a great deal of difference among the jury about the valuation of Mr. Krupp's house and the Robert Morris hotel. We averaged the sums fixed by the witnesses. We allowed for good will. He did not consider that the improvement put there by the city had anything to do with fixing the value of the good-will, and I think the other jurors entertained the same opinion. Mr. Wheeler did not take much interest in it but Mr. Ervin did. Most of the time Mr. Morris was there. Mr. Boyd said Mr. Wheeler was a conscientious Quaker. Mr. Ervin never said to me that Mr. Wheeler was a conscientious man.

PETER KERN, *sworn and examined*: I am the owner of one of the properties of the Park—it is No. 23. I am not acquainted with the jury. One of the jury said he ought to have something. I think his name is Elliott. He said I should give him \$300. That was before I knew what the award was. There was one meeting after he spoke to me. I told him I would not give him a cent. I saw him in the street. I think Mr. Ervin asked if I gave any thing to the jury, and I told him, no, I was not agoing to give any thing. I told Ervin there was one of the jury came to me besides Elliott, and asked me for something. After the report was made one of them came to me for something. I don't think I get enough by the award. I expected to get \$40,000 or \$45,000. I expect to get paid damages. I am not willing to take my property back and let the city off. I built the flour mill about twenty-five years ago. My son Joseph made about \$100,000, but he died. I am too old to run it. I could not rent the mill because of these proceedings, and I could not sell it.

DAVID JOHNSON, *sworn and examined*: I was one of the jurors on the Park award. I was appointed by the Court of Common Pleas. I knew the Commissioners. I never asked them to appoint me on the jury, neither did I know I was going to be appointed. I attended all the meetings but one. I never had any private conversation with the owners of the rolling-mill in relation to the matter. I never heard any intimation of any thing being offered to the jury. I went

to the Falls of Schuylkill. Messrs. Elliott and Boyd were in the carriage. We separated at the Falls on account of our residences. In coming home, Messrs. Rotan and Ervin were in the carriage. I was at two suppers. In coming from the Falls of Schuylkill second time Messrs. Ervin, Elliott and Rotan were in the carriage. This second time Mr. Ervin said nothing about compensation or sending a letter. Mr. Sloan came home I think with Mr. Boyd. I never heard any thing like the conversation you mention. I reside in Marlborough street. Mr. Ervin got out of the carriage and left Messrs. Rotan and Elliott in the carriage with me. Then Mr. Rotan got out. I never heard any thing about getting money. Mr. Boyd, nor any of the jury said any thing to me about getting any money. Mr. Krupp said something to me about the award, but I don't recollect what it was. I was at Mr. Fricka's. One time we had a pretty good supper; at other times only lunch at the bar. I remember Mr. Flack, but I don't recollect the award. I think it was about \$35,000. None of the property owners offered any thing; nor I never asked for any thing; and if any thing was said in relation to it, I never heard it. We made our award up from the properties lying idle. We allowed good-will. I don't think the award for the R. Morris hotel a big one. If I were owner I would not sell it for that. We made the sum up by allowing Fricka \$8.25 per foot; the building and improvements, \$30,000; and good-will, \$20,000. In all the matters I acted perfectly conscientious.

GEORGE W. GORTON, *sworn and examined*: I was the agent for Philip N. Price for a property at Fairmount Park, called Fairmount Park hotel. I do not know the number. It is No. 12 in plan, I think. Mr. James Cresson was the tenant. He kept it as a public house. He is not now the tenant. I proposed to sell the property to him day before the jury met. I think it was before the city thought of buying it. I proposed to sell it to him at that time at \$4,500. I told him I thought it would make a business place; it would improve, and make easy terms with him. I told him that I thought that the city would pay heavier damages than it cost him. The result of the examination terminated by his saying he could not buy it, he could not raise the money, &c. I told him I thought the city would

pay him liberally for the place if he was ousted. I was ready to give him the deed. Some time after that Mr. Price said he thought it ought to bring \$5,000, but nothing came out of it. I did not directly tell him that he would have to pay more than \$4,500. I told him all could be put in was the amount of consideration. I did not hold out as an inducement that if he would pay \$4,500, I would have the consideration put in as \$6,000. My impression is that he mentioned something about a greater amount put in the deed. He sold out there within two months past. I sold the place to the present occupant. I gave him a lease for three years, provided the city did not take the property. He sold the place out, and rented a place from me at 1145 South Seventh street, and I believe he is now living there. I did not suggest to him to sell \$4,500, and use \$6,000 so that he might profit by it, as I had no power over it; and I am confident that I never made such a proposition. I am not aware I offered to sell it to any other person at \$4,500. Prior to the city claiming, Mr. Price said he thought he ought to have \$5,000, and I asked that amount; and so told Cresson, who stated he could buy it again. Mr. Price instructed me if I sold I must get \$5,000. I can't say that I consider it worth \$5,000 at the time the city appropriated it in June, 1864. When I first became acquainted with the property, seven or eight years ago, I offered it to Mr. Kline for \$3,500. After that, Mr. Price made some alterations that cost about \$800, and subsequently \$250 more; he then held it at \$4,500, but he was anxious to sell; afterwards he thought he ought to have \$5,000; and at the time we asked \$3,500, it rented at \$120 a year. It brought in June, 1864, \$216 a year on a lease that dated back five or six years ago. Mr. Cresson's interview was, I cannot say, before or after June, 1864. I saw Mr. Cresson almost every month. After he rejected the \$4,500, I told him we must have \$5,000. Mr. Cresson has not said any thing about purchasing it for a year. We renewed the lease within the last three months, subject to the city taking the property, which was put in. I never saw the jury to assess damages but once, then in this room.

Mr. Popp's ground is assessed at \$10,666.66. It is a better property than Mr. Price's. Without the house off the lot, it is not worth as much as Mr. Price's; and there is not the

difference in the two properties amounting to \$5,666.66. Mr. Popp's buildings are larger than Mr. Price's.

The property east of it is appraised at \$4,500, and I told Philip M. Price his property was worth \$1,000 more than any property east of it. The lease of \$216 was entered into five years prior to July, 1865; since then I rented it at \$400. I am in the real estate business. I would say the Robert Morris hotel is worth about \$25,000 for ground, and add the improvements in. I doubt whether it could have been sold prior to three years ago at \$10 per foot. Where the Rialto House stands P. M. Price sold that lot for between \$10,000 and \$11,000. It used to be \$10 per foot; if sixty feet of it, I think it was over that. It was seven or eight years ago.

BENJ. HOOVEN, *sworn and examined*: I am assessor of Fifteenth Ward for seven years; this is the eighth year. I know the Park property. It all was in my district. I assessed it first in 1859. I generally followed the triennial assessment. We had one triennial assessment after I came in. The property out there until within a few years never was of any value. It never brought any rents of any account. We never went to properties, as we had no time to do it. We did not vary in any instance; our only knowledge was from the previous assessments. I was examined once at Wetherill House in regard to Robert Morris House. I never went through that particular property to ascertain if any had been omitted. There were some properties that never were assessed. I have found some other properties on that hill that have not been assessed. I can locate all properties to Main street; past that I cannot. In no case have we personally inspected property before it was taken by the city, except one property of Eli K. Price on the wharf. That was the only property we had actually inspected; and the others from the former assessors' books. Before my time they were of no value. They could have been bought for \$400, subject to ground-rent.

Examined by MR. HETZELL: The triennial assessment took place in 1858, then in 1861. We raised no property except vacant lots. We did not raise any on these properties. We took assessment of 1858 as a basis. We raised some improved property, but not out there. We did not raise on this particular property in 1861; it was same as 1858. The only

assessment made was in 1861, when we took the assessment for 1858. The improved property was very low in 1861; and we raised the lots because the city was about buying, and it raised all in that neighborhood. It was my duty to go out every year, but no man or two men could go through that ward in three months, the time allowed by law. We have no right to make alterations except every three years. There was no assessment made in 1864. I very seldom saw the property holders when we assessed it. I don't think the Robert Morris property worth the half of \$70,000. The Robert Morris was offered for \$3,500 in 1850, with the exception of what improvements the owner made. I think the property known as Robert Morris hotel worth about \$25,000, or \$30,000, taking into consideration the business the man is doing. I think it outrageous the price the city has to pay for these properties.

ALEXANDER ERVIN, *re-examined*: I think that Mr. Johnson and Mr. Elliott came home with me. I don't recollect being in company with Boyd and Rotan. What I stated before in my testimony is substantially correct. What I stated about money being offered, I mentioned to the City Solicitor in one hour afterwards, and if money was intended to be offered by me I should have acted differently. I have no interest in the matter, except that it would be better that the property had not been taken, because as long as the rolling mill goes on my situation lasts. All I can say is that I never asked where a note could reach the jury. I could not have asked where the residence of the jury was, as we had all their residences as soon as they were drawn. The first time that I ever had any conversation with Mr. Boyd was after the two suppers at the Falls. I met Mr. Boyd and others at Mr. Fricka's. Mr. Mitcheson was present. They wanted me to go up to the supper and I declined, because I had an engagement at eight o'clock. I was told I could slip out, and I went up. When I came out Mr. Boyd followed me and asked where the bank was, and I told him. The next morning Mr. Boyd came to see me, and that was the time the offer was made to increase the award by paying a compensation. I most emphatically deny the matter in relation to the note with something in it. Somebody made this statement, which I merely heard. Mr. Krupp was coming

down Arch street and met Mr. Sergeant Price; Mr. Krupp tapped him on the shoulder and said he had fixed the rest of the jury and he wanted to fix him—taking him for a jurymen. Mr. Krupp afterwards denied the whole thing. I do deny the whole matter of offering anything, for it would be of no interest to me. It was important to me not to get rid of the mill, as my salary depended on Mr. Wheeler having the mill. At the time the notice was given to the City Solicitor of the offers to bribe, the award was not known—not till one month afterwards. I think the City Solicitor will substantiate what I say. I did not at any time during these proceedings, either directly or indirectly, at any time, make any offer to the jury. The first time I took the jury to the Falls was about the first of November, 1865. They did not fix on the award till the first of January, 1866. The first time we went to the Falls all the jury but Boyd was along; the second time we went all were along but Mr. Marks. The reason I took them to the Falls of Schuylkill, because the rest of the property holders had given them suppers, and it was the most suitable place. No one was with me either time but the jurors. We got out there about 5½ o'clock. The reason the second supper was given was because Mr. Boyd requested it. At the suppers I never made any offer, and I think the subjects of conversation were political. The first time they came to the bank I told them Mr. Wheeler would not give them a cent. I think the first supper cost \$32, and the second supper about \$26. When Mr. Wheeler heard of the supper I had given them he was very sorry, and afterwards I felt sorry myself that I had entertained them. As near as I can recollect, Mr. Johnson is correct in regard to who were in the carriages with me both times we came from the Falls.

LAW DEPARTMENT,

No. 213 So. Fifth street.

PHILADELPHIA, *September 24*, 1864.

In the matter of the addition to Fairmount Park:

GENTLEMEN: Your note relative to the above subject has been received, and, in replying to it, I desire to save you from undoubted loss, which would accrue to you if you make further improvement.

The Ordinance of June 28th, 1864, which appropriated ground for the purposes of a park, &c., operates in the law as a divestiture of your estate, the city becoming liable to you for full compensation, and a right of entry being suspended until payment. It was for this reason, that from a regard for the rights of owners, I directed the Ordinance, with a notice not to make further improvements, to be posted publicly on and around the premises. I make this statement that you may consult counsel as to your rights, and that you may appreciate my motives.

I, however, do not wish you to suppose that any delay has arisen on my part. The Ordinance directs, in the second section, that the Chief Engineer and Surveyor shall furnish to the City Solicitor an accurate plan of the ground selected, and I know that Edward D. Roberts, the Surveyor, has been diligently at this matter, so far as his current duties allow him.

Upon receiving these plans, I shall proceed as rapidly as the forms of the law allow to have your compensation determined.

I may say that it was the opinion of the Committee on City Property and others interested in the enlargement of our Park, that your firm, from its high standing in this community, would remove the portable machinery of your foundry elsewhere, that our liability should be as light as possible.

To expedite matters between the city and yourselves, I wish you would inform me of the name of your counsel, that I may know upon whom to serve notices when I proceed.

Yours, truly,

(Signed)

F. CARROLL BREWSTER.

MESSRS. MORRIS & TASKER.

APPENDIX No. 39.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The undersigned, a minority of the Joint Special Committee appointed to examine into and ascertain whether improper influences were used to produce the exces-

sive awards made in pursuance of "An Ordinance appropriating ground for public purposes," passed June 27th, 1864, not being able to concur in the conclusion expressed in the report signed by a majority of the members of the Committee, beg leave to report, that after an extended investigation, and as thorough an one as the limited power of the Committee to cause the attendance of witnesses would permit—having heard the testimony of a number of the property owners interested, their agents and attorneys, five of the six jurymen, as well as the law officers of the city, and the assessor of the ward in which this ground is situated—they are satisfied that the testimony thus elicited, which is appended to the majority report in detail, furnishes, in the language of the resolution under which the Committee have acted, sufficient "reason to believe that improper influences were brought to bear by those interested in obtaining damages in excess of the real value of their properties, to cause such excessive award." The nature of these influences can be best determined by a careful perusal of the testimony, principally of Mr. Ervin, the agent of the iron works property of Wheeler & Co., and of Messrs. Boyd and Sloan, two of the members of the jury by whom the award was made. While the testimony of these witnesses is not harmonious, but on the contrary so flatly contradictory as to warrant the charge of wilful perjury against one or the other of them, these facts are not disguised, viz., that the jurymen, or a majority of them, were led to believe, as the result of frequent conversations on the subject, from the throwing out of vague hints and promises, that a liberal compensation would be their reward for the extended time taken up by the proceedings and the limited pay allowed them. This is borne out by the testimony of Boyd, who swears that he *expected* to receive money from one of the owners for his services on the jury. Upon what ground these expectations rested must be decided in the present aspect of the case, if not by the testimony itself; it is to be hoped by the parties themselves, before a proper tribunal.

The testimony of Mr. Ervin also alludes to an attempt made by one of the owners to influence a member of the bar, Mr. Sergeant Price, the attorney for another owner, upon the supposition that he was one of the jurors; but owing to the failure of Mr. Price to appear before the Committee

when notified, the allegation was thus compelled to rest upon insufficient testimony. The testimony of Mr. Sloan, a juror, avers that he was on several occasions promised a good thing for his services, when the proceedings were closed, by Mr. Krupp, an owner on Landing avenue, which resolved itself, after repeated inquiries as to what "good thing" was meant, in a "good supper." The testimony shows that suppers were the order of the day, being given both on the ground and at the Falls of Schuylkill, by Messrs. Krupp, Fricka, Ervin, and others. As a means of biasing the minds of jurors in matters of this kind, by their character and frequency, these "suppers" are deemed by the undersigned "improper influences," so pernicious in their effects as to call for their speedy abolishment.

In view of the great importance of this matter to the taxpayers, involving the expenditure of nearly half a million of dollars at a time when the burdens of taxation are already sufficiently onerous, the undersigned feel compelled to say, that while the persons selected to determine upon this award were, with perhaps two creditable exceptions, lacking both in judgment and integrity, they deem the conduct of some of the owners, occupying high positions in the community, in throwing the tempting bait to weak human nature, highly and grossly improper.

Wm. Elliot, the only one of the jury who failed to appear before the Committee, is charged by the evidence of Mr. Kern with asking for three hundred dollars, which Mr. Kern very properly refused to give him. The failure of the law to clothe this and similar committees with power to compel the attendance of witnesses summoned before them, enabled Mr. Elliot to evade an examination. It is evident that an investigation like the present one can be defied and brought to nought by any one who is unpleasantly affected by its objects or purposes, and can be transformed into a farce at the will and whim of any one so disposed. The undersigned trust that proper authority will be obtained at the earliest period to remedy this important defect in the present law.

In so far as the testimony bears upon the excessiveness of the awards in connection, directly or indirectly, with the question of improper influences, the estimate of the Assistant City Solicitor is referred to, based upon a close examination and fair comparison of the testimony submitted before the

jury, the said estimate of the value of the property, viz., \$340,000, showing an excess of awards on the part of the jury of between \$140,000 and \$150,000. In this connection the undersigned do not deem it irrelevant to this report to briefly refer to other than the testimony elicited by this investigation. A special committee of Common Council, to whom the ordinance appropriating the ground was referred, reported, "after a careful examination of the premises," and having the written opinion of Mr. Haines (Surveyor of the district), "that the cost of the purchase of said ground will not exceed the sum of three hundred thousand dollars."—*App'x to Journal of Common Council, 1864, Vol. I., p. 485.*

To show further, however, that the Mayor of the city, when the matter came before him officially, did not agree with this committee in so far as that the real value of the property would be the measure of the award, the committee append the concluding extract from the veto message of Mayor Henry of March 10, 1864: "Unless a sum be determined upon as a limit to the price which the city will pay, the award to the jury *may and probably will far exceed the reasonable remuneration which the owner should receive.*" In view of what has taken place this language is prophetic, and the Councils of that year would have done well to heed the warning then uttered, and, by limiting the amount to be paid for the ground in question, would have saved the city from one to two hundred thousand dollars.

According to the joint report of the Committees on Water and City Property in 1862, "with the exception of some old brick houses on Coates street and a new hotel on Landing avenue, the ground" was "worth little more if vacant."—(*App'x to Journal of S. C., 1862, Vol. I., No. 130.*) Yet, while the improvements made in the vicinity at the public expense bring us four years later to examine into an award for damages against the city of nearly half a million of dollars, the testimony of the assessor of that locality would make it appear that the additional revenue, so generally promised as the reward of large appropriations for public improvements, legitimate and otherwise, has not been forthcoming in this case.

Inasmuch as the matter of repealing the ordinance of June 28, 1864, was referred to this Committee by the Select Council, one or more meetings were devoted to its con-

sideration, and the attendance of the City Solicitor and his opinion upon this point was requested and obtained; Mr. Brewster reiterating substantially the opinion expressed in his reply to a similar inquiry by the Committee on Law, viz., that the mere repeal of the ordinance would not be attended with damages to the city, adding that such a course would tend to strengthen the hands of the law officers of the city in the prosecution of the case before the courts—while it was admitted that such a repeal would not debar prosecution by owners of property for real or supposed damages, by reason of the breaking off of proceedings under and by virtue of the ordinance appropriating the ground to the use of the city.

Whether or not the public good to be derived from the appropriation of this property for the purposes named in the ordinance will warrant the necessarily enormous outlay to be entailed on the tax-payers in pursuance thereof, and if not, whether it is sound policy to risk prosecutions for damages by such of the owners as would consider themselves aggrieved by such action of the city authorities, are questions the undersigned prefer to leave with the members of the respective chambers, that they may for themselves determine, with the flood of light that has been opened upon this whole matter, what the best interests of their constituents demand at their hands.

Respectfully submitted,

GEO. J. HETZELL, JOSEPH B. HANCOCK,
H. MARCUS.

APPENDIX No. 40.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The undersigned, a minority of the Committee on Excessive Award, reports that the subject is now a matter of judicial inquiry, and that any interference on the part of Councils, or publication of testimony of the same character as that being taken by an Examiner regu-

larly appointed by the Court, is indelicate, injudicious and improper.

The undersigned is perfectly willing to let the matter rest with the Judges of the Court, knowing that full justice will be done to all parties interested.

JOSEPH F. MARCER.

July 12, 1866.

APPENDIX No. 41.

RESOLUTION

Of Inquiry.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee of Police be instructed to inquire why the warrants for clothing of the police officers are withheld from them.

APPENDIX No. 42.

AN ORDINANCE

To make an appropriation for the payment of the laborers and carters of Messrs. Hill and Smith, contractors for Cleansing the Streets of the City.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the sum of six thousand five hundred and eighty-nine dollars and thirty-eight cents be and the same is hereby appropriated to the Clerks of Councils, to pay the laborers and carters of Messrs. Hill and Smith, contractors for cleansing the Northern Section of the City, for work and labor done by them in cleansing the streets while in the employ of the said contractors. And that the warrants therefor be drawn by the Clerks of Councils, in conformity with existing ordinances.

APPENDIX No. 43.

AN ORDINANCE

Allowing the Thirteenth and Fifteenth Streets Passenger Railway Company to complete a circuit.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That upon consideration of the abandonment in favor of the City of all right possessed by the Thirteenth and Fifteenth streets Passenger Railroad to build a passenger track upon Broad street between Christian street and Columbia avenue, the consent of the City of Philadelphia is hereby granted to the laying of a track by the said Railroad Company along Spring Garden street from Thirteenth street to Broad street, for the purpose of forming a circuit; *And* that they be allowed to take up the cobble stones on such other streets as they may require agreeably to their charter.

APPENDIX No. 44.

RESOLUTION

Approving the Sureties of David P. Weaver, City Commissioner elect.

Resolved by the Select and Common Councils of the City of Philadelphia, That George Cadwalader and Jeremiah W. Fritz are hereby approved as the sureties of David P. Weaver, City Commissioner elect; and the City Solicitor is hereby directed to prepare the proper bond with warrant of attorney for said parties to execute, and to cause a judgment to be entered thereon; and further to file agreements of record that the lien of judgment, entered in pursuance of said warrant of attorney, shall only operate against the respective properties submitted by the said sureties; that is to say, the lien of the judgment against George Cadwalader shall only operate on and against the following described premises, viz.: lot of ground whereon is erected premises numbered 925 Chestnut street, in the Ninth Ward; and that the lien of the judgment against Jeremiah W. Fritz shall only operate on and against the following described premises, viz.: lot of ground whereon is erected premises numbered 446 North Sixth street, in the Thirteenth Ward.

APPENDIX No. 45.

RESOLUTIONS

Extending the freedom of the City to the members of the Loyal Southern Union Convention.

Resolved by the Select and Common Councils of the City of Philadelphia, That, appreciating the indescribable sacrifices and sufferings, and remembering the patriotic services of the loyal men of the Southern States, we hereby tender to the representatives of this brave people a sincere and grateful welcome to the City of American Independence.

Resolved, As a further mark of our admiration and respect for these our devoted men and brethren, the two branches of the City Councils, headed by their respective officers, will at once proceed in a body to unite in the procession which is to escort the Southern delegates to the place appointed for their Convention.

APPENDIX No. 46.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a message from the Mayor, submitting the names of the sureties of Henry Bickley, contractor for cleansing the streets of the Northern District, respectfully report that as Councils have approved said sureties without any action of the Committee, they can only ask to be discharged from the further consideration of the subject.

The Committee submit the annexed resolution, and recommend its passage.

JOSEPH F. MARCER, *Ch'n*,
JOSHUA SPERING,
A. M. FOX,
JAMES A. FREEMAN,

HENRY C. HARRISON,
A. L. HODGDON,
A. H. FRANCISCUS,
JAMES F. DILLON.

September 13, 1866.

RESOLUTION

To discharge the Committee on Finance from the consideration of a certain subject.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Finance be discharged from the further consideration of the message from the Mayor submitting the names of the sureties of Henry Bickley, contractor for cleansing the streets of the Northern District.

OFFICE OF THE MAYOR OF THE
CITY OF PHILADELPHIA, *July 12th, 1866.*

To the President and Members of the
Common Council of the City of Philadelphia :

GENTLEMEN:—In pursuance of the provisions of an Ordinance approved July 5, 1866, authorizing the Mayor to “enter into a contract with a competent person or persons for the cleansing of the Northern District of the City, for a term of not more than five years,” I have contracted with Henry Bickley to do the said cleaning, from the first day of August, proximo, to the first day of January, 1867, at the rate of \$60,000 per annum. My reason for awarding the contract for the short period named was one that seemed to me of urgent public concern. The only party offering for the full term of five years, however unexceptionable in other respects, was not, in my judgment, prepared to commence the work at once, and I did not consider it safe, in the present state of the weather, to incur the risk of any delay. Mr. Bickley is ready for immediate operations, and I am confident will satisfactorily perform what he undertakes. Mr. Bickley names as his sureties W. H. Kern and Samuel F. Prince.

Very respectfully,

MORTON McMICHAEL,

Mayor of Philadelphia.

APPENDIX No. 47.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred “An Ordinance to make an appropriation to pay Police Magistrates,” respectfully report: It appears by Ordinance approved April 26th, 1859, that police magistrates are required to pay into the City Treasury all costs, fine and penalties received by them, and that the Mayor shall subsequently draw warrants in their favor for the amount of said costs; *Provided*, that the amount in any one month shall not average a greater sum than one-twelfth of five hundred dollars.

To meet the requirements of this law, the Committee report the annexed “Ordinance to make an appropriation to pay Police Magistrates for the year 1866,” and recommend its passage.

JOSEPH F. MARCER, *Ch'n*,

JOSHUA SPERING,

A. M. FOX,

JAS. A. FREEMAN,

September 13, 1866.

HENRY C. HARRISON,

A. L. HODGDON,

A. H. FRANCISCUS,

JAMES F. DILLON.

AN ORDINANCE

To make an appropriation to pay Police Magistrates for the year 1866.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one thousand dollars be and the same is hereby appropriated for the purpose of paying the respective police magistrates the amount of costs received by them and paid into the City Treasury during the present year, in pursuance of and under “An Ordinance to provide for the payment of police magistrates,” approved April 26, 1859; and the warrants for payment thereof shall be drawn by the Mayor, in accordance with existing ordinances.

APPENDIX No. 48.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Port Wardens have had under consideration the annexed Ordinance, and respectfully ask its adoption.

M. HALL STANTON, <i>Ch'n</i> ,	WILLIAM BUMM,
JOSEPH EARNEST,	A. L. HODGDON,
JAS. A. FREEMAN,	JOHN BARDSLEY,
H. W. GRAY,	HIRAM MILLER.

AN ORDINANCE

To authorize the Commissioner of Markets, Wharves and Landings to transfer the lease of Arch street wharf.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Commissioner of Markets, Wharves and Landings, be and he is hereby authorized to consent to the transfer of a certain lease made between the City of Philadelphia and Wm. J. Taylor and Wm. R. Sherborne, trading as Wm. J. Taylor & Co., of the property known as Arch street wharf, on the river Delaware, dated June 30, 1866, to the New York and Philadelphia Steamboat Company, the same to be approved by the Mayor of the City of Philadelphia.

APPENDIX No. 49.

AN ORDINANCE

To abolish the office of Chief Inspector of Streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the office of Chief Inspector of Streets, as constituted and organized by and under an Ordinance, entitled "An Ordinance to establish the Department of Street Cleansing," approved the fifteenth day of February, A.D. 1864, shall be abolished and shall cease

and determine from and after the thirtieth day of September, A. D. 1866, and that so much of all Ordinances or parts of Ordinances providing for the election of Chief Inspector of Streets as now established, and under and by virtue of which the present Chief Inspector of Streets was elected, on the eighth day of February, A. D. 1866, be and the same is hereby repealed.

A P P E N D I X N o . 50 .

AN ORDINANCE

To prevent the depositing of Manure on the Wharves in the City of Philadelphia.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That it shall not be lawful to deposit manure on any wharf in the City of Philadelphia, south of Lehigh avenue and north of Reed street, and any person violating the provisions of this Ordinance shall be liable to a penalty of five dollars for depositing the same, and five dollars for every day the same is allowed to remain there, to be recovered as sums of a like amount are now by law recoverable.

A P P E N D I X N o . 51 .

RESOLUTION

Of Instruction to the Committee on City Property.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on City Property be instructed to inquire and report to Councils what condition Moyamensing Hall is in, who has possession of the same, whether the amount of insurance has been recovered, and what amount it will require to place the same in good repair.

A P P E N D I X N o . 5 2 .

RESOLUTION

To discharge the Committee on Trusts and Fire from the consideration of a certain subject.

Resolved, That the Committee on Trusts and Fire be and they are hereby discharged from the further consideration of the communication of the Chief Engineer of the Fire Department, suspending the South Penn and Lafayette Hose Companies from active service.

A P P E N D I X N o . 5 3 .

RESOLUTION

To change the place of voting in the Sixth Division of the Tenth Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the place of voting in the Sixth Division of the Tenth Ward be changed to the southwest corner of Gebhard and Race streets (below Sixteenth street), the former place of voting being no longer available for that purpose.

A P P E N D I X N o . 5 4 .

RESOLUTION

Authorizing the Mayor to offer a Reward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Mayor of the City be and he is hereby authorized to offer a reward of five hundred dollars for the arrest and conviction of the murderer or murderers of Mrs. Elizabeth Miller, murdered on the morning of the 19th inst., at her residence, No. 924 Buttonwood street, in the Thirteenth Ward.

APPENDIX No. 55.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petition for grading Thirty-ninth or Boudinot, Mansion, and Baring streets, in the Twenty-fourth Ward, and South Marshall street, in the Second and Twenty-sixth Wards, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Cl'n</i> ,	CHARLES THOMSON JONES,
DANIEL P. RAY,	THOS. A. BARLOW,
THOMAS LITTLE,	W. F. SMITH,
J. W. HOPKINS.	

RESOLUTION

To authorize the grading of Thirty-ninth or Bondinot, Mansion, and South Marshall streets.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to grade, to the established grade of the City, Thirty-ninth or Boudinot street, from Market street to Baring street, at a cost not exceeding three hundred and twenty-one dollars and thirty-five cents; Mansion street from Bridge street to a point two hundred and fifty feet south of Baring street, at a cost not exceeding two hundred and twenty-three dollars and twenty-five cents; Baring street from Thirty-second to Mansion street, at a cost not exceeding eighty-six dollars; and South Marshall street, from Thirteenth to Fifteenth street, at a cost not exceeding two hundred dollars.

APPENDIX No. 56.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petitions for paving Thirty-ninth or Bou-

dinot, Mansion, Baring, and Hamilton streets, in the Twenty-fourth Ward, and South Marshall street in the Second and Twenty-sixth Wards, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	CHAS. THOMPSON JONES,
DANIEL P. RAY,	THOMAS A. BARLOW,
THOS. LITTLE,	W. F. SMITH,
J. W. HOPKINS.	

RESOLUTION

To authorize the paving of Thirty-ninth or Boudinot, Mansion, Baring, Hamilton, and South Marshall streets.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to enter into a contract with a competent paver or pavers, who shall be selected by a majority of the owners of property fronting on the following streets, for the paving thereof, viz.: Thirty-ninth or Boudinot street from Market to Baring street, Mansion street from Powelton avenue to Bridge street, Baring street from Mansion to Thirty-second street, Hamilton street from Thirty-first to Thirty-second street, in the Twenty-fourth Ward, and South Marshall street from Thirteenth to Fifteenth street, in the Second and Twenty-sixth Wards. The conditions of said contract shall be, that the contractor shall collect the cost of said paving from the owners of property. And he shall also enter into an obligation to the City to keep the streets in good order for three years after the paving is finished.

A P P E N D I X No. 57.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—Your Committee on Highways, to whom was referred the subject of making certain transfers in the annual appropriation to the Department for the year 1866,

respectfully report that they have considered the same and submit for your consideration the following resolution, asking its adoption.

HIRAM MILLER, <i>Ch'n</i> ,	CHARLES THOMSON JONES,
DANIEL P. RAY,	THOMAS A. BARLOW,
THOMAS LITTLE,	W. F. SMITH,
J. W. HOPKINS.	

RESOLUTION

To authorize certain transfers in the appropriation to the Department of Highways, for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller be and he is hereby authorized and directed to make the following transfers in the appropriation to the Department of Highways, for the year 1866, viz.: To transfer five thousand dollars from item 4, for repaving streets, to item 6, for gutter, crossing, and tramway stone. Seven thousand dollars from item 21, for the construction of branch culverts—to item 5, for repaving over water pipe, three thousand dollars; and to item 24, for the construction of new inlets, four thousand dollars.

APPENDIX No. 58.

COMMITTEE ROOM SURVEYS AND REGULATIONS, PHILADELPHIA, *Sept. 19, 1866.*

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The communication referred to this Committee, relative to the building being erected on Shippen street, at Delaware avenue, has been examined, and we would report that the building is going up upon lines furnished by the District Surveyor, found to be correct, after much examination and research. We offer the annexed resolution.

THOMAS LITTLE, <i>Ch'n</i> ,	HIRAM MILLER,
WALTER ALLISON,	WM. A. SIMPSON,
THOS. H. GILL,	SAML. W. CATTELL,
THOS. A. BARLOW.	

RESOLUTION

To discharge the Committee on Surveys from the consideration of a certain subject.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Surveys be discharged from the further consideration of paper complaining of the position of building at Shippen street and Delaware avenue.

A P P E N D I X No. 59.

COMMITTEE ROOM SURVEYS AND REGULATIONS, PHILADELPHIA, Sept. 19, 1866.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The resolution relative to a change of grade on Deal street, which was referred to this Committee, has received attention, and we find that if Memphis street, from Deal to Montgomery street, a distance of two hundred and twenty-one feet, was opened, the change of grade asked for would not be required, and that if the grade be altered as asked for, the damage to property at Memphis and Deal streets would be of a serious character; we, therefore, submit the following resolution.

THOMAS LITTLE, *Ch'n*,

WALTER ALLISON,

THOS. H. GILL,

HIRAM MILLER,

WM. A. SIMPSON,

SAML. W. CATTELL,

THOS. A. BARLOW.

RESOLUTION

To discharge the Committee on Surveys from the further consideration of a certain subject.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Surveys be discharged from the further consideration of the annexed resolution.

RESOLUTION.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Surveys be instructed to take into consideration the necessity of a change in the grade of Deal street, from Memphis street to Frankford avenue, in the Eighteenth Ward.

APPENDIX No. 60.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Surveys and Regulations herewith return the following papers, viz. : a petition to open Chestnut street, in the Twenty-seventh Ward, a petition asking for repair of certain sewer, and a resolution relative to the widening of Montgomery avenue. The first of which can be effected by the property owners making the proper deeds of dedication ; the second is not within our control ; and as to the third, Montgomery avenue, though now thirty feet wide, is fixed at fifty feet upon the public plans, and, therefore, comes most particularly under the supervision of the Committee on Highways. We, therefore, offer the following resolution.

THOMAS LITTLE, *Ch'n*,

WALTER ALLISON,

THOS. H. GILL,

HIRAM MILLER,

WM. A. SIMPSON,

SAMUEL W. CATTELL,

THOS. A. BARLOW.

RESOLUTION

To discharge the Committee on Surveys from the consideration of certain subjects.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Surveys, &c., be discharged from the further consideration of the accompanying papers, and that they be referred to the Committee on Highways, &c.

APPENDIX No. 61.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—Your Committee on Surveys and Regulations, to whom was referred the application for a revision of grades on Lehman street between Wayne avenue and Marion street, have received a report relative thereto from the Board of Surveys, showing that the action of the Court by striking out Knox street, at the time the 2d section of the re-survey of Germantown was confirmed, so altered the operation of the gradients, as then presented, as to require the revision now asked for, and they present a slight change, which will be of advantage to the property owners without being detrimental to the interests of the City. We would add that Lehman street, as laid out upon the plans, is forty feet wide, though at present opened only thirty feet, and that when the street lines are properly adjusted, the carriageway of twenty-four feet and the footways of eight feet will be found properly proportioned to the wants of the locality. We, therefore, submit a resolution embodying the change of grade as asked for.

THOMAS LITTLE, *Ch'n*,
WALTER ALLISON,
THOS. H. GILL,

HIRAM MILLER,
WM. A. SIMPSON,
SAML. W. CATTELL,

THOS. A. BARLOW.

RESOLUTION

Relative to grades on Lehman street between Wayne avenue and Marion street, Twenty-second Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Department of Surveys be and is hereby directed to change the elevation of grades on Lehman street between Wayne avenue and Marion street, so that, at a point two hundred and sixty-six feet east of the east side of Wayne avenue, the elevation shall be ± 228.39 , and at five hundred and twenty-six feet east of Wayne avenue ± 239.94 , leaving the elevations at Wayne avenue and Marion street as now confirmed and established.

APPENDIX No. 62.

RESOLUTION

Of Instruction to the Committee on Police.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Police be and they are hereby instructed to report an Ordinance, providing a more suitable uniform to be worn by the policemen during the summer months.

APPENDIX No. 63.

RESOLUTION

To authorize the Tramwaying of Rementer alley, Ninth Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to repave Rementer alley, extending east of Tenth street below Arch street, Ninth Ward, said repaving to be done with tramway stone in the tracks of the wheels, and if the cartway is wider than necessary for a single track, he is authorized to reduce it to the proper width by taking an equal quantity from each side.

APPENDIX No. 64.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the communication of Samuel Peak, submitting the names of his sureties, report the annexed resolution, entitled “ Resolution approving the sureties of Samuel Peak, Supervisor,” and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. L. HODGDON,
ALEXANDER M. FOX,	S. G. KING,
JAMES F. DILLON,	JOSHUA SPERING,
SAML. W. CATTELL,	JAS. A. FREEMAN,
ALEX. J. HARPER.	

September 27, 1866.

RESOLUTION

Approving the sureties of Samuel Peak, Supervisor.

Resolved by the Select and Common Councils of the City of Philadelphia, That Robert A. Beatty and Richard Peltz are hereby approved as the sureties of Samuel Peak, Supervisor of the First Ward ; and the City Solicitor is hereby directed to prepare bonds, with warrants of attorney for said parties to execute, and to have judgment entered thereon.

APPENDIX No. 65.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the resolution, entitled “ Resolution to enter satisfaction upon the official bond of H. P. M. Birkinbine, Chief Engineer of the Water Works for the year 1864,” report the same back, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. L. HODGDON,
ALEXANDER M. FOX,	S. G. KING,
JAMES F. DILLON,	JOSHUA SPERING,
SAML. W. CATTELL,	JAS. A. FREEMAN,
ALEX. J. HARPER.	

September 27, 1866.

RESOLUTION

To enter satisfaction upon the official bond of H. P. M. Birkinbine, Chief Engineer of the Water Works for the year 1864.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be and is hereby directed to enter satisfaction upon the official bond of H. P. M. Birkinbine, Chief Engineer of the Water Works for the year 1864 (D. C., D. S. B., March term, 1864, No. 42): *Provided,* The City Controller shall first certify that his accounts are correct, and there is no default.

APPENDIX No. 66.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the resolution, entitled “Resolution to release a certain property of Benjamin H. Brown and George Woelpper from the lien of a certain judgment,” report the same back, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n,</i>	A. L. HODGDON,
ALEXANDER M. FOX,	S. G. KING,
JAMES F. DILLON,	JOSHUA SPERING,
SAML. W. CATTELL,	JAS. A. FREEMAN,
ALEX. J. HARPER.	

September 27, 1865.

RESOLUTION

To release a certain property of Benjamin H. Brown and George Woelpper from the lien of a certain judgment.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be and is hereby authorized and directed to release and forever discharge from the lien and operation of the judgment entered on the official bond of Henry P. M. Birkinbine, Chief Engineer of the Water Works (D. C., D. S. B., March term, 1865, No. 234), the following described lot or piece of ground of Benjamin H. Brown and George Woelpper, that is to say :

All that certain lot or piece of ground situate on the east side of Thirteenth street, at the distance of one hundred and nineteen feet southward from the south side of Oxford street, in the Twentieth Ward of the City of Philadelphia; containing in front or breadth on the said Thirteenth street seventeen feet, and extending in length or depth eastward one hundred and eighteen feet to Camac street: *Provided*, That the said Benjamin H. Brown and George Woelpper shall pay to the City Solicitor for the use of the City the sum of ten dollars to defray the expense incurred in the publication of this resolution.

APPENDIX No. 67.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a communication from Charles O'Neill, Esq., Receiver of Taxes, asking an additional appropriation to pay Sheriff's costs, report that they find a large number of Sci. Fa. have been issued during the present year on tax liens—numbers of properties sold, from which the City has realized considerable amounts of money. The annual appropriation has proven insufficient to meet the Sheriff's costs. The Committee, therefore, report the annexed "Supplement to an Ordinance to make an appropriation to the Receiver of Taxes for the year 1866," approved December 26, 1865.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEXANDER M. FOX,
JOSHUA SPERING,	S. G. KING,
JAMES A. FREEMAN,	A. L. HODGDON,
ALEX. J. HARPER,	H. C. HARRISON.

September 27, 1866.

A SUPPLEMENT

To an Ordinance entitled "An Ordinance to make an appropriation to the Receiver of Taxes for the year 1866," approved December 26, 1865.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the further sum of two thou-

sand dollars be and the same is hereby appropriated to Item 10 (Sheriff's costs) of an Ordinance to make an appropriation to the Receiver of Taxes for the year 1866, approved December 26, 1865.

APPENDIX No. 68.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance, to whom was referred a communication from George Kelly, Esq., Prothonotary of the District Court, asking an appropriation to pay for the copying of the judgment indices of the said Court, respectfully report that they have examined this matter, and find that by an order of the Court, made July 9, 1864, the Prothonotary was directed to have the judgment indices copied into new books, from May 26, 1855, to March 5, 1866.

By Act of Assembly the County is compelled to pay these expenses. The Committee therefore report the annexed " Ordinance to make an appropriation for copying the indices of the District Court," and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEXANDER M. FOX,
JOSHUA SPERING,	S. G. KING,
JAS. A. FREEMAN,	A. L. HODGDON,
ALEX. J. HARPER,	H. C. HARRISON.

September 27, 1866.

AN ORDINANCE

To make an appropriation for copying the Indices of the District Court.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of three thousand nine hundred and seventy-seven dollars and eighty-five cents be and the same is hereby appropriated to pay for copying indices of the District Court from May 26, 1855, to March 5, 1860, and from March 5, 1860, to March 5, 1866. And the warrants shall be drawn by the City Solicitor in conformity with existing Ordinances.

APPENDIX No. 69.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Trusts and Fire, to whom was referred the application of the Assistant Engineers of the Fire Department for an increase of salary, beg leave to report that they have considered the same, and offer the accompanying Ordinance in reference to the subject, and ask its approval.

GEO. W. NICKELS, <i>Ch'n pro t.</i> ,	JOHN BARDSLEY,
H. MARCUS,	CHAS. M. WAGNER,
WM. PALMER,	G. W. MACTAGUE,
JOSEPH B. HANCOCK.	

September 27, 1866.

AN ORDINANCE

Supplementary to "An Ordinance regulating the salaries of the Assistant Engineers of the Fire Department."

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That, from and after the first day of October, 1866, the annual salary of the Assistant Engineers of the First and Second Fire Divisions shall be, each, six hundred dollars.

SEC. 2. That the sum of one hundred dollars be and the same is hereby appropriated to provide for the increase made by the first section of this Ordinance for the balance of the year 1866 ; and that the Chief Engineer of the Fire Department shall draw the warrants for the same, in accordance with existing Ordinances.

APPENDIX No. 70.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Trusts and Fire, to whom was referred the matter of the suspension of the South Penn, Lafayette and Niagara Hose Companies for a

violation of the law governing the Fire Department, beg leave to report that your Committee has made a full investigation of the subject, and respectfully present the accompanying resolution, and ask its adoption.

GEO. W. NICKELS, <i>Ch'n</i> ,	JOHN BARDSLEY,
H. MARCUS,	CHAS. M. WAGNER,
WM. PALMER,	G. W. MACTAGUE,
JOSEPH B. HANCOCK.	

September 27, 1866.

RESOLUTION

Suspending certain Fire Companies.

Resolved by the Select and Common Councils of the City of Philadelphia, That the South Penn Hose Company and the Lafayette Hose Company be suspended for the space of one month, dating from the 6th day of July, 1866; that the Niagara Hose Company be suspended for the space of one month, dating from the 12th day of July, 1866; and that the Chief Engineer of the Fire Department be instructed to withhold one month's appropriation from each of the above-named Companies.

APPENDIX No. 71.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Special Committee of Common Council, to whom was referred a bill, entitled “An Ordinance to prevent the depositing of manure on the wharves in the City of Philadelphia,” respectfully report that they visited Green, Shackamaxon and Maiden street wharves, and found that they were the receptacles of all sorts of manure, offal and filth, impregnating the atmosphere with a foul and unwholesome stench, causing disease and death. The inhabitants in their vicinity are in a constant state of alarm; they complain seriously of the nuisances, and demand their immediate removal. The Committee regret to state that in consequence of these great nuisances having been overlooked by the Board of Health, a number of persons have

died with cholera, and many are suffering from severe sickness. Your Committee have been informed that the agents of the Board of Health have visited these wharves, and saw the nuisances, and probably from their neglect to report them, the Board of Health have taken no action in the matter. Your Committee are of opinion that such great and dangerous nuisances should be at once abated, and that the Board of Health should be requested to take immediate steps to have the same removed. They therefore offer the following resolution, and ask that it may be adopted.

Respectfully submitted.

ALEXANDER M. FOX, *Ch'n*, DANIEL P. RAY,

WM. PALMER,

HENRY C. HARRISON.

September 17, 1866.

RESOLUTION

Of Request to the Board of Health.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Board of Health be and they are hereby requested to declare the deposits of manure, offal and filth on Green, Shackamaxon and Maiden street wharves nuisances, and to have the same immediately abated.

A P P E N D I X N o . 72.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Police, to whom was referred the petition of Messrs. Wagner & Cobb, asking permission to remove a frame building, used as a counting-house, on the southeast corner of Frankford road and Vienna street, to the southwest corner of Frankford road and Vienna street, would respectfully report that they have examined the same, and find it would not be detrimental to the public safety. They therefore report the annexed Ordinance, and ask its passage.

JAS. H. BILLINGTON, *Ch'n*, S. H. COLEHOWER,

NICHOLAS SHANE,

G. W. MACTAGUE,

JOSEPH B. HANCOCK,

H. MARCUS,

SAML. W. CATTELL,

CHARLES THOMSON JONES,

E. A. SHALLCROSS.

September 27, 1866.

AN ORDINANCE

Granting Messrs. Wagner & Cobb permission to change the location of a certain wooden building.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby granted to Messrs. Wagner & Cobb to remove the wooden building, used as a counting-house, at the southeast corner of Frankford road and Vienna streets, to the southwest corner of said streets: *Provided*, That the said Wagner & Cobb shall remove the same whenever required to do so by Councils; and they shall also pay into the City Treasury, for the use of the City, the sum of twenty-five dollars, to defray the expense incurred in the publication of this Ordinance; all Ordinances, or parts of Ordinances, to the contrary hereof notwithstanding.

APPENDIX No. 73.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Police, to whom was referred the resolution of inquiry, would respectfully report that the resolution instructs the Committee on Police to inquire why the warrants for clothing of the police officers are withheld from them. In conformity with said resolution they sent for the Chief of Police, who informed them that the money was appropriated for uniforms; that they gave the officers their warrants formerly, and the Department found that the money was used for other purposes than intended, and officers were either not properly uniformed, or had old and tattered uniforms, and often the parties employed to make the uniforms were not paid. They therefore report the annexed resolution, and ask its adoption.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	S. H. COLEHOWER,
NICHOLAS SHANE,	G. W. MACTAGUE,
JOSEPH B. HANCOCK,	H. MARCUS,
SAML. W. CATTELL,	CHARLES THOMSON JONES,
E. A. SHALLCROSS.	

September 26, 1866.

RESOLUTION

To discharge the Committee on Police from the consideration of a certain subject.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Police be discharged from the further consideration of the resolution, entitled "Resolution of Inquiry."

APPENDIX No. 74.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Police, to whom was referred the annexed Ordinance, entitled "An Ordinance to grant permission to John Lawrance to erect wooden buildings at his new skating-park," would respectfully report that they have considered the matter, and would report the same favorably, and ask the adoption of the annexed Ordinance.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	S. H. COLEHOWER,
NICHOLAS SHANE,	G. W. MACTAGUE,
JOSEPH B. HANCOCK,	H. MARCUS,
SAML. W. CATTELL,	CHARLES THOMSON JONES,
E. A. SHALLCROSS.	

September 26, 1866.

AN ORDINANCE

To grant permission to John Lawrance to erect wooden buildings at his new skating-park.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That permission is hereby granted to John Lawrance to erect wooden buildings not more than one story high at his new skating-park, situated at Twenty-fourth and Columbia avenue: *Provided,* That the said John Lawrance shall remove the same whenever required to do so by Councils, and that he shall also pay to the City Trea-

surer for the use of the City the sum of twenty-five dollars, to defray the expenses incurred in the publication of this Ordinance; all Ordinances, or parts of Ordinances, to the contrary hereof notwithstanding.

APPENDIX No. 75.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Police, to whom was referred the resolution, entitled “Resolution of Instruction to the Committee on Police,” would respectfully report that the subject-matter of said resolution is to prevent vagrancy, and would be better attended to by the Committee of Councils appointed to inquire into the expediency of founding a House of Correction. They would therefore recommend that it be referred to said Committee, and ask the adoption of the following resolution.

JAS. H. BILLINGTON, <i>Ch’n</i> ,	S. H. COLEHOWER,
NICHOLAS SHANE,	G. W. MACTAGUE,
JOSEPH B. HANCOCK,	H. MARCUS,
SAML. W. CATTELL,	CHARLES THOMSON JONES,
E. A. SHALLCROSS.	

September 26, 1866.

RESOLUTION

To discharge the Committee on Police from the consideration of “Resolution of Instruction” to said Committee.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Police be discharged from the further consideration of the resolution of instruction to the Committee on Police, and that the same be referred to the Joint Special Committee on House of Correction.

A P P E N D I X N o . 7 6 .

RESOLUTION

Of Instruction to the Committee on Trusts and Fire.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Trusts and Fire be and they are hereby instructed and directed to report to Councils at their next stated meeting what action, if any, has been taken by the Chief Engineer of the Fire Department to punish the West Philadelphia Engine Company, the West Philadelphia Hose, the Monroe Engine, and the Mantua Hook and Ladder Company, and why the Chief Engineer did not report them to Councils for rioting on Sunday afternoon, September 16, 1866.

A P P E N D I X N o . 7 7 .

RESOLUTION

Of Instruction to the Chief Engineer of the Water Works.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Engineer of the Water Works be and he is hereby instructed to let the water pass to the Kensington basin before entering the supply mains.

A P P E N D I X N o . 7 8 .

RESOLUTION

Suspending a certain Fire Company.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Good Will Steam Fire Engine Company be suspended for the space of one month, dating from the first day of September, 1866; and the Chief Engineer of the Fire Department is hereby directed to withhold one month's appropriation from said company, and to put the said company into active service on and after October 1st, 1866.

APPENDIX No. 79.

AN ORDINANCE

To make an additional special appropriation to the Board of Health for the purpose of promoting greater personal and public cleanliness and preventing the spread of the cholera.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of seven thousand dollars be and the same is hereby specially appropriated to the Board of Health, to be used by them for the purpose of carrying out such means and measures of personal and public cleanliness as they in their opinion and judgment may deem necessary to guard against the further spread of cholera into and in the City of Philadelphia.

SECTION 2. That the warrants shall be drawn in conformity with existing Ordinances.

APPENDIX No. 80.

RESOLUTION

Of Request to the Mayor of the City of Philadelphia.

Whereas the Philadelphia, Germantown, and Norristown Railroad Company run their steam cars through a very populous part of Philadelphia, at the same grade of the streets crossing said railroad, very few of which have flagmen to give notice of the approach of the trains, the neglect of which is daily endangering the lives of our citizens, and should be at once remedied, by having flagmen placed at all prominent crossings; therefore be it

Resolved by the Select and Common Councils of the City of Philadelphia, That the Mayor of said city is hereby requested to take the necessary measures to compel the said railroad company to have flagmen placed at such crossings as in his judgment are necessary for the protection of the lives of our citizens.

APPENDIX No. 81.

RESOLUTION

Of Instruction to the Clerks of Councils.

Whereas Councils have appropriated to the Clerks of Councils the sum of \$6589.38 "to pay the laborers and carters of Messrs. Hill & Smith, contractors for cleaning the streets of the northern section of the city;" therefore be it

Resolved by the Select and Common Councils of the City of Philadelphia, That the Clerks of Councils be and they are hereby instructed to furnish Councils with the names, residence, and amount paid to each person in accordance with Ordinance making said appropriation.

APPENDIX No. 82.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petitions for and against widening North Broad street, respectfully report that they have visited said street, and after a conference with the parties, deem it expedient to leave the street at its present width (57 feet) between Columbia avenue and Norris street, and seventy-seven feet wide the remaining distance of the street. We, therefore, submit for your consideration the following Ordinance, recommending its adoption.

HIRAM MILLER, <i>Ch'n</i> ,	DANIEL P. RAY,
ROBERT ARMSTRONG,	A. L. HODGDON,
THOS. A. BARLOW,	F. A. WOLBERT,
GEO. A. SHAFER,	W. F. SMITH,
CHAS. THOMSON JONES.	

AN ORDINANCE

Supplementary to an Ordinance approved July 5th, 1866.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That so much of the Ordinance approved July 5th, 1866, as provides that the width of

Broad street, between curbs, shall be seventy-seven feet, as far as relates to that portion between Columbia avenue and Norris street, be and the same is hereby repealed.

APPENDIX No. 83.

OFFICE CHIEF ENGINEER OF THE FIRE DEPARTMENT

City Hall, S. W. corner 5th and Chestnut Streets,

Philadelphia, October 4th, 1866.

TO DAVID J. GRIFFITHS, ESQ.,

Chairman Committee on Trusts and Fire :

SIR:—At the meeting of the Committee held on Tuesday evening last, a communication entitled “Resolution of Instruction to the Committee on Trusts and Fire,” was received, and by the Committee referred to me to answer.

Herewith, I have the honor to present responses to the several interrogatories contained in the document in question.

Trusting that the same may be satisfactory to yourself and the Committee, as also to the members of Councils,

I remain your obedient servant,

DAVID M. LYLE,

Chief Engineer Fire Department.

Name of Company.	Cause of Suspension.	Length of time suspended by Councils on recommendation of Committee on Trusts and Fire, and approved by the Mayor.	Date of Suspension.	Date of being reinstated to service.
Fairmount Engine	Riotous and disorderly conduct	One month from date of suspension	From January 1st, 1866	February 1st, 1866.
Good Will Engine	" "	" "	" January 1st, 1866	February 1st, 1866.
South Penn Hose..	" "	" "	" July 6th, 1866.....	Oct. 1st, 1866 (on receipt of official document from Mayor).
Lafayette Hose.....	" "	" "	" July 6th, 1866.....	" " " "
Niagara Hose.....	" "	" "	" July 12th, 1866.....	" " " "

The Good Will Engine Company was again suspended on the 14th of August, 1866, for riotous and disorderly conduct on the morning of the 12th of said month, and which suspension is *now* under consideration by the Committee on Trusts and Fire.

The Good Will Engine Company was also reported to Councils on the 13th day of September last, for appearing (with their apparatus) at a fire which occurred September 7th, 1866, without orders from me or my assistants, and whilst the said company was *under suspension* for another offence, and before the facts connected with said suspension had been fully heard and decided upon by the Committee on Trusts and Fire, to whom it had been referred.

The above comprises all the *suspensions* since January 1st, 1866. I would desire to say, however, that several companies had temporarily ceased active service by my request, or in my absence by the request of my assistants, for alleged violations of law, until sufficient evidence could be obtained to warrant a *suspension*. Failing to procure that evidence, they were again ordered to resume their duties as Fire Companies.

Very respectfully,

DAVID M. LYLE,
Chief Engineer of Fire Department.

Philadelphia, October 4th, 1866.

APPENDIX No. 84.

COMMITTEE SURVEYS AND REGULATIONS,
October 3d, 1866.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The application for the location of a street named Cadbury avenue, which has been referred to this Committee, has received attention, and a visit to the ground it is proposed to cover by this avenue shows that such an avenue as asked for will be of great advantage to that section of the City, and from the large amount of property that is in fact dedicated to public use by the application itself, there can be no doubt that as the avenue is opened and improved, the owners upon its line will be forced, by the increased value of their ground consequent upon the opening, to further dedicate, and thus give the City an important thoroughfare at least with a cost but small in proportion to the value received.

It is proposed to locate this avenue midway between Broad and Thirteenth streets; to have a width of sixty feet, thus making the distance upon each side of it to Thirteenth street on the east and Broad street on the west, 230 feet. It is thought that such a street will be used for residences of a similar character to those now erecting on North Broad street, which, if commenced, will operate both to the interest of the owners and City.

The desire now is only to place such street upon the public plans, entailing no expenditure upon the City other than the necessary plans, and as your Committee deem it a matter of public benefit, they offer the resolution attached and ask its adoption.

THOMAS LITTLE, <i>Ch'n.</i>	THOS. A. BARLOW,
ROBERT ARMSTRONG,	HIRAM MILLER,
WALTER ALLISON,	WM. A. SIMPSON,
SAMUEL W. CATTELL.	

RESOLUTION

Relative to Cadbury avenue.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Department of Surveys be and is hereby authorized and directed to locate upon the public plans of the City, a street 60 feet in width to be called Cadbury avenue, said avenue to be placed equally distant from Thirteenth and Broad streets, and extend northward from Columbia avenue to the Hunting Park.

APPENDIX No. 85.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Surveys and Regulations, to whom was referred the application for a revision of grades on Main street, Manayunk, between Green lane and Jackson street, find that the established gradients for the distance (about 400 feet) above described, may with advantage to the property upon the street be modified, without affecting the general system of drainage in the locality, for should the old grade be carried out, one property particularly, a valuable brick store, will be most seriously damaged.

An examination of the ground has been made, and the Board of Surveyors have recommended a revision. We therefore submit a resolution, and ask its adoption.

THOMAS LITTLE, <i>Ch'n</i> ,	HIRAM MILLER,
ROBERT ARMSTRONG,	WALTER ALLISON,
THOS. A. BARLOW,	WM. A. SIMPSON,
SAMUEL W. CATTELL.	

October 3d, 1866.

RESOLUTION

Directing a change of grades on Main street, Manayunk.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Department of Surveys be and is

hereby authorized and directed to revise the grades upon Main street, Manayunk, between Green lane and Jackson street, so that the curb elevation shall be as follows: viz., at a point $67\frac{7}{10}$ feet westward of the western curb of Jackson street to be at the elevation of $39\frac{1}{10}$ feet above datum—at 192 feet to be $40\frac{3}{10}$ feet, and at 303 feet to be $39\frac{2}{10}$ feet above datum.

APPENDIX No. 86.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Surveys and Regulations, to whom was referred the petition asking for a change of grades on Leiper street, between Allen street and Oxford road, have visited the ground, and find that the necessities of the City do not in any way call for the change proposed, while, unless otherwise provided, it would cause an increased expenditure for grading.

So far as regards the interest of the property owners, the change would improve their building sites, and thus increase the value of their property, well located for handsome buildings, one of which is now in progress. We, therefore, deem it but proper that those who would derive the benefit should pay the cost resulting from the change asked for, and present the annexed resolution.

THOMAS LITTLE, *Ch'n*,
ROBERT ARMSTRONG,
HIRAM MILLER,

WALTER ALLISON,
WM. A. SIMPSON,
SAML. W. CATTELL,

THOS. A. BARLOW.

October 3d, 1866,

RESOLUTION

Relative to a change of grade on Leiper street, Twenty-third Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Department of Surveys be and is hereby authorized and directed to revise the grades on Leiper street from Allen street to Oxford road: *Provided*,

the property owners interested therein shall pay the cost of all increased grading required by such change, as well as the cost of advertising this resolution and the Surveyor's charges.

APPENDIX No. 87.

COMMITTEE ROOM SURVEYS AND REGULATIONS, PHILADELPHIA, Oct. 3, 1866.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee, to whom was referred the petition asking for a footway upon Gray's Ferry bridge, have given the subject their attention, and now submit a report of the Chief Engineer and Surveyor, with an estimate of approximate cost; and beg leave to refer the members to the petition presented, which, from the large number of signatures—almost all of which are those of our most influential citizens, without other interest in that section of the City than the protection of the lives of their families in crossing the bridge—demands our careful and attentive consideration of the improvement petitioned for.

We are advised that serious accidents have already occurred upon this bridge, and for the purpose of guarding the lives of passengers so far as the present structure will permit, we ask that the annexed resolution may meet with favor in the Chambers.

THOMAS LITTLE, <i>Ch'n</i> ,	THOS. A. BARLOW,
ROBERT ARMSTRONG,	WALTER ALLISON,
HIRAM MILLER,	WM. A. SIMPSON,
SAML. W. CATTELL.	

RESOLUTION

Relative to the Gray's Ferry Bridge.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways

be and is hereby authorized and directed to construct a footway upon the upper side of Gray's Ferry bridge, to extend from the eastern draw pier to a point about 60 feet eastward of the face of the eastern abutment face. Said work to be done in accordance with plan and specification to be prepared by the Chief Engineer and Surveyor.

DEPARTMENT OF SURVEYS,
September 26, 1866.

THOMAS LITTLE, ESQ.,

Chairman Committee on Surveys, &c.:

SIR:—The communication asking for a footway at Gray's Ferry bridge, which you have referred to me, has received attention, and I would beg leave to report, that the bridge has a length of 776 feet, exclusive of its approaches, 220 feet of which, at the western end, is occupied by the draw, and its resting place when open for the passage of vessels. It is constructed with two roadways, the lower one of which is used exclusively by the locomotive engines of the Philadelphia, Wilmington, and Baltimore Railroad Co., and the upper for ordinary travel, the one being separated from the other only by the truss of the bridge, and a board fence seven feet high. The width of the carriage way is 13 feet in the clear east of the draw, and 11 feet upon the draw, thus giving but a single carriage way upon the draw and *west* of it; and a width barely sufficient for a double carriage way *east* of the draw for a length of 556 feet. What is now asked for is, that this length of 556 feet may be made safe for the use of foot-passengers. It will be but a mitigation of the danger now incurred by persons passing over the bridge; but the construction of the draw is such as to preclude the building a side passage-way west of it without very great expense. The proposition is to construct an outside footway from the eastern draw pier to the eastern abutment, so that persons crossing may not be subjected to the great peril of injury, or even loss of life, through the fright of a fractious horse, caused by a passing train, the confined carriage way (13 feet wide) gives but small opportunity for escape under ordinary circumstances; but when the bridge has upon it a large number of women and children, as is the case many

times a day during the skating season, the result of a runaway horse would be appalling. Some idea of the travel over this bridge may be had, by stating that during the twenty days of the skating of last winter 90,000 persons crossed it, in going to and returning from the park upon the western side of the river ; and I am advised that at least 2000 people use it upon Sundays, when the weather is favorable, in seeking recreation and relief from the confines of the City.

This appears to be a matter well worthy the serious consideration of your Committee, as an accident might probably result in heavy cost to the City, while the loss and injury to others might be irreparable.

The cost of this footway, extending its minimum of length, will be approximately \$2300.

Respectfully submitted.

STRICKLAND KNEASS,
Chief Engineer and Surveyor.

APPENDIX No. 88.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Surveys, &c., have examined the application presented, asking for street lines and grades, upon the area lying between Erie avenue and Wingohocking creek, Old York road and Frankford road, and believe that the interests of the City demand that this work should be in progress, as the section covered is such as is well fitted for costly rural residences, the location of which should, both for the interest of the owner and the City, be made with reference to street lines, and thus save future loss to both. The work will require several years to complete, and need not cost for the current and coming year more than \$2000, and this may be graduated as Councils may determine in the annual appropriations, as no expenditure can be made thereon this year. We, therefore, offer the annexed resolution.

THOMAS LITTLE, *Ch'n*,

WALTER ALLISON,

THOS. H. GILL,

THOS. A. BARLOW,

HIRAM MILLER,

WM. A. SIMPSON,

SAML. W. CATTELL.

September 19, 1866.

RESOLUTION

To establish lines and grades upon a portion of the Twenty-fifth Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Department of Surveys be and is hereby authorized and directed to arrange the street lines and grades over so much of the Twenty-fifth Ward as is embraced between Erie avenue on the *south*, Wingohocking and Frankford creeks on the *north*, Frankford road on the *east*, and Old York road on the *west*, and prepare plans in duplicate thereof.

 APPENDIX N o. 89.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Poor, to whom was referred the communication of the Board of Guardians of the Poor asking that certain transfers be made in their annual appropriation, would respectfully report that they have carefully examined the same, and find that they are actually needed by the Board of Guardians in order to avoid the necessity of asking your honorable bodies to make an additional appropriation to those items that are exhausted or nearly so, and if these transfers are made will avoid that necessity. They therefore offer the annexed resolution and ask its passage.

ALEX. J. HARPER, <i>Ch'n</i> ,	H. W. GRAY,
R. M. EVANS,	THOS. A. BARLOW,
ROBERT ARMSTRONG,	JOS. MANUEL,
JOHN A. SHERMER.	

October 11, 1866.

RESOLUTION

To make certain transfers in the appropriation to the Board of Guardians of the Poor, for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller be and he is hereby authorized and directed to make the following transfers in

the appropriation to the Board of Guardians of the Poor, for the year 1866, viz.:

From Item 3, brandy, wine, whiskey, and porter the sum of seven hundred and eighty-eight (788) dollars, to the following items, viz.:

To Item 39, salaries of door-keeper, engineer, assistant engineer, plumber and gas-fitter, baker, general watchman, and police-officer, the sum of fifty (50) dollars.

To Item 24, crackers, hops, malt, vinegar, and pickles, the sum of two hundred (200) dollars.

To Item 58, seeds, manure, and farming utensils, the sum of one hundred (100) dollars.

To Item 60, iron and blacksmith work, the sum of one hundred and fifty (150) dollars.

To Item 71, cupping, leeching, and burial cases, the sum of one hundred (100) dollars.

To Item 78, railroad tickets for guardians and medical board, the sum of seventy-five (75) dollars.

To Item 20, beef, mutton, pork, and bacon, the sum of one hundred and thirteen (113) dollars.

From Item 7, salary of apothecary and assistants, and recording clerks, the sum of one hundred and fifty (150) dollars: to Item 4, surgical instruments, leeches, and leeching.

From Item 12, salaries of resident physician and clerk, and board of assistant resident physicians, the sum of two hundred (200) dollars: to Item 1, drugs and medicines.

From Item 37, cleaning sinks and chimneys, the sum of one hundred (100) dollars: to Item 2, sugar, butter, lard, oat and cake meal.

From Item 13, wages on pay roll chargeable to insane asylum, the sum of one hundred and fifty (150) dollars, viz.:

To Item 8, wages on pay roll chargeable to hospital department, the sum of one hundred (100) dollars.

To Item 10, incidental expenses of hospital department, the sum of fifty (50) dollars.

From Item 16, wages on pay roll chargeable to children's asylum, the sum of fifty (50) dollars: to Item 10, incidental expenses of hospital department.

From Item 23, potatoes, beans, and other vegetables, the

sum of five hundred (500) dollars: to Item 31, hardware, crockery, tinware, brushes, and brooms.

From Item 34, fuel, the sum of five thousand three hundred (5300) dollars: to the following items, viz.:

To Item 22, codfish, butter, lard, rice, corn, hominy, barley, salt, and pepper, the sum of five thousand (5000) dollars.

To Item 77, stationery, printing, and advertising, the sum of three hundred (300) dollars.

From Item 28, boots, shoes, hats, and caps, the sum of thirteen hundred and fifty (1350) dollars, to the following items, viz.:

To Item 19, flour, corn, and corn meal, the sum of one thousand (1000) dollars.

To Item 14, incidental expenses of insane department, the sum of fifty (50) dollars.

To Item 15, marketing and supplies for matrons' and nurses' tables, children's asylum, the sum of one hundred (100) dollars.

To Item 30, tobacco, soap, lime, and starch, the sum of one hundred and fifty (150) dollars.

To Item 18, incidental expenses of children's asylum, the sum of fifty (50) dollars.

From Item 44, tallow and caustic alkali and material for making soap, the sum of five hundred (500) dollars: to Item 29, hosiery, yarn, thread, cotton, combs, needles, and trimmings.

From Item 49, quarrying stone, the sum of one hundred (100) dollars: to Item 42, incidental expenses of house generally.

From Item 62, wages on pay roll chargeable to farm and garden, the sum of one hundred (100) dollars: to Item 46, tools, coal, iron, and steel.

From Item 33, salaries of steward, clerk, and store-keeper, house agent, matron, and steward's clerk, the sum of three hundred (300) dollars; from Item 47, tin, glass, paints, varnish, oil, glue, and brushes, the sum of three hundred (300) dollars, in all the sum of six hundred (600) dollars: to Item 48, lumber for manufacturing department.

From Item 61, salaries of farmer and gardener, the sum of fifty (50) dollars: to Item 63, repairs to city office, gas, water, rent, and incidental office expenses.

From Item 65, salaries of secretary, out-door agent, messenger, wagon driver, and visitor of children, the sum of two hundred and fifty (250) dollars: to Item 36, furniture and straw.

From Item 79, provisions for small-pox patients, the sum of ninety-seven (97) dollars; from Item 74, salaries of out-door physicians and apothecaries, the sum of one hundred and forty (140) dollars; from Item 45, chain filling and weaving materials, the sum of six hundred and fifty (650) dollars, in all the sum of eight hundred and eighty-seven (887) dollars: to Item 20, beef, mutton, pork, and bacon.

From Item 45, chain filling and weaving materials, the sum of five thousand three hundred and fifty (5350) dollars: to following items:

To Item 21, tea, coffee, rye, sugar, and molasses, the sum of two thousand five hundred (2500) dollars.

To Item 27, dry-goods, the sum of seventeen hundred (1700) dollars.

To Item 43, leather, lasts, and shoe findings, the sum of one thousand (1000) dollars.

To Item 69, expenses of support and bastardy cases, the sum of one hundred and fifty (150) dollars.

From Item 50, purchase of hardware and iron for making iron bedsteads, the sum of five hundred dollars; from Item 56, repairing wharf, pumping engine, and meadow banks, the sum of six hundred (600) dollars; from Item 66, travelling expenses of house agent and support of non-residents, the sum of one hundred and fifty (150) dollars; in all the sum of twelve hundred and fifty (1250) dollars: to Item 69, expenses of support and bastardy cases.

From Item 35, gas and oil, the sum of fifteen hundred (1500) dollars: to Item 6, marketing for hospital and nurses' tables.

A P P E N D I X N o . 90.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Markets report the following resolution, and respectfully ask its adoption.

ENOCH TAYLOR, <i>Ch'n</i> ,	JOS. MANUEL,
SAML. C. WILLITS,	W. F. SMITH,
CHAS. THOMSON JONES,	CHAS. M. WAGNER,
WILLIAM CALHOUN.	

RESOLUTION

To authorize the Controller to make certain transfers.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller be and is hereby authorized and directed to transfer the sum of three hundred (300) dollars from Item 9 of the appropriation to the Department of Markets, for the year 1866: to Item 4, for repairs to markets; and also one hundred (100) dollars from Item 9 to Item 3 of incidentals, for the purchase of coal and stoves.

A P P E N D I X N o . 91.

A FURTHER SUPPLEMENT

To an Ordinance entitled "An Ordinance to regulate Passenger Railways," approved July 7th, 1857.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That each and every passenger railway company shall pay into the office of the Chief Commissioner of Highways the sum of fifty dollars at the time and in the way provided for by the first section of the "Supplement to an Ordinance to regulate Passenger Railways," approved April 1, 1859. And so much of any Ordinance as is inconsistent herewith is hereby repealed.

APPENDIX No. 92.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Police, to whom was referred the petition of citizens of the Eleventh Police District, asking that said District may be divided, would respectfully report that they have carefully examined the same, and find that the District referred to is extensive in territory, and that they need a place in the upper end of said District to place prisoners when arrested, instead of taking them to the station-house at Dauphin and Trenton avenue, a great distance. They therefore report the annexed resolution, and ask its adoption.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	JOHN C. MARTIN,
SAMUEL W. CATTELL,	NICHOLAS SHANE,
JOSEPH B. HANCOCK,	WM. J. POLLOCK,
H. MARCUS,	

October 11, 1866.

RESOLUTION

Granting permission to the Department of Police to use a portion of the Richmond Hall as a lock-up.

Resolved by the Select and Common Councils of the City of Philadelphia, That permission be and the same is hereby granted to the Department of Police, to use such portions of the late District of Richmond Hall, in the Twenty-fifth Ward, as may be necessary for the purpose of a lock-up for prisoners arrested by the police.

APPENDIX No. 93.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred a communication from George D. Freas, supervisor of the Twenty-second Ward, submitting the names of his sureties, and asking restrictions of the liens of the judgments to be entered on the bonds and warrants of the said sureties, report the annexed resolution, approving the sureties of George D. Freas, supervisor, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	H. C. HARRISON,
S. G. KING,	SAMUEL W. CATTELL,
JOSHUA SPERING,	ALEX. J. HARPER,
A. L. HODGDON,	A. M. FOX,
JAMES F. DILLON.	

October 18, 1866.

RESOLUTION

Approving the sureties of George D. Freas, supervisor.

Resolved by the Select and Common Councils of the City of Philadelphia, That Alfred C. Harmer and Melville H. Freas are hereby approved as the sureties of George D. Freas, supervisor of the Twenty-second Ward; and the City Solicitor is hereby directed to prepare bonds with warrants of attorney for said parties to execute, and to have judgment entered thereon. And further, to file agreements of record that the lien of the judgment entered in pursuance of said warrant of attorney shall only operate against the respective properties submitted by the said sureties; that is to say, the lien of the judgment against Alfred C. Harmer shall only operate on and against the following described premises, viz.: Lot or piece of ground, with the buildings and improvements thereon erected, situate on the corner of Chew street and Shoemaker lane, in the Twenty-second Ward. And that the lien of the judgment against Melville H. Freas shall only operate on and against the following described premises, viz.: all that certain lot or piece of ground situate on Mechanic street, in the Twenty-second Ward.

APPENDIX No. 94.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a resolution to release a certain property of George R. Bains from the lien of a certain judgment, report the same back, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	H. C. HARRISON,
S. G. KING,	SAML. W. CATTELL,
JOSHUA SPERING,	ALEX. J. HARPER,
A. L. HODGDON,	A. M. FOX,
JAMES F. DILLON.	

October 18, 1866.

RESOLUTION

To release a certain property of George B. Bains from the lien of a certain judgment.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor is hereby authorized to release from the lien of a judgment entered on the official bond of Nathan Sperring, Commissioner of Highways (D. C. D. S. B., March Term, 1866, No. 490), the following described property of the said George B. Bains, that is to say, a messuage and lot of ground on the west side of Franklin street, in the Thirteenth Ward of the City of Philadelphia, beginning at the distance of two hundred and seventy-five feet three and three-eighths inches north of Brown street, thence extending westward at right angles to said Franklin street one hundred and twelve feet nine inches, thence northward parallel with Franklin street twenty-eight feet eight and one-eighth inches, thence eastward at right angles with Franklin street thirty-four feet nine and three-eighths inches, thence southward ten feet ten and one-half inches, thence eastward at right angles to Franklin street seventy-nine feet one and three-quarter inches to the west side of said Franklin street, and thence southward along Franklin street eighteen feet to the place of beginning: *Provided*, his co-security consent thereto. *And provided further*, that the said George B. Bains shall pay to the City Solicitor for the use of the City, the sum of ten dollars to defray the expenses incurred in the publication of this resolution.

APPENDIX No. 95.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the communication from Jonathan H. Pugh, Commissioner of Markets, asking an additional appropriation for cleansing docks, report, that in consequence of notice from the Board of Port Wardens to the Commissioner, all of the important docks are to be cleansed within thirty days. If this work is not done by the Commissioner, the Port Wardens are authorized by Act of Assembly to have the same done, and to file liens against the City for the cost thereof. The Committee therefore report the annexed supplement to an Ordinance, entitled “An Ordinance to make an appropriation to the Department of Markets, Wharves, and Landings for the year 1866,” approved December 26, 1865, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEXANDER M. FOX,
JAS. A. FREEMAN,	ALEX. J. HARPER,
SAMUEL W. CATTELL,	WM. J. POLLOCK,
H. C. HARRISON,	A. H. FRANCISCUS.

October 18, 1866.

A SUPPLEMENT

To an Ordinance, entitled “An Ordinance to make an appropriation to the Department of Markets, Wharves, and Landings for the year 1866,” approved December 26, 1865.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the further sum of three thousand six hundred dollars be and the same is hereby appropriated to Item 5 (for cleansing docks) of an Ordinance to make an appropriation to the Department of Markets, Wharves, and Landings for the year 1866, approved December 26, 1865.

APPENDIX No. 96.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the petition of David P. Weaver, praying that an appropriation be made for the payment of the salary of the office of City Commissioner for the term embraced between the first day of January, 1866, and the twenty-first day of August, 1866, the period of time for which he was unjustly deprived of performing the duties of the said office, to which he had been legally elected in October, 1865, as set forth in the said petition, which prays that the said salary be paid to him, report, that they have given the matter a careful consideration, and were unable to see any ground upon which the petitioner can claim the salary of the said office for and during the period of time named, as, by his own statement, he was not qualified for the performance of its appurtenant duties until the twenty-first day of August last, and therefore could not do any act therein, or render any service to the City.

As to the legal liability of the City to pay this claim, the Committee have annexed the opinion of the City Solicitor to their report, having felt it to be their duty to submit that question to him; by which it appears that the petitioner is not legally entitled to the salary of a City Commissioner for the period named in Mr. Weaver's petition. The Committee, therefore, report adversely to the granting the prayer in said petition, regretting that he who was legally elected to the office should be deprived for any period of the term from enjoying the fees and emoluments thereof.

The Committee further report the annexed resolution discharging from the further consideration of the subject, and recommend its passage.

JOSEPH F. MARCER, *Ch'n*,
JAMES A. FREEMAN,
SAMUEL W. CATTELL,
ALEXANDER M. FOX,

H. C. HARRISON,
ALEX. J. HARPER,
WM. J. POLLOCK,
A. H. FRANCISCUS.

October 18, 1866.

LAW DEPARTMENT, No. 212 SOUTH FIFTH STREET,
PHILADELPHIA, *Oct. 12th*, 1866.

TO JOSEPH F. MARCER, ESQ.,
Chairman of the Finance Committee.

DEAR SIR:—I have duly considered the questions presented in the petition of David P. Weaver, Esq., to Councils, referred by them to the Committee on Finance, and by the Committee submitted to me for my opinion thereon.

Upon being advised of the reference of this petition to myself, I addressed the counsel of the petitioner and of Mr. John Given, requesting to be favored with any points or authorities bearing upon the question presented by the petition, which they might desire me to consider. They have not responded to this request, and I have therefore been compelled to consider and pass upon the petition unaided by the assistance of the eminent counsel who represent the parties in interest.

Mr. Weaver's petition informs Councils that he was elected to the office of City Commissioner, October 10, 1865; "that a false and fraudulent return" in favor of his opponent "was imposed upon the return judges," whereby his majority was overcome; that this led to a contest, which resulted in a decree "in favor of Mr. Weaver," who was accordingly "duly qualified for and entered upon the duties of said office August 21, 1866." The petitioner further states, that Mr. Given never legally exercised said office since January 1, 1866; "that the salary has not been paid by the City to any one for the period between January 1, 1866, and August 21, 1866; that the petitioner was compelled, in assisting to expose said fraudulent return and having the same judicially set aside, to expend large amounts of money, besides being deprived of the pay and emoluments of said office, which," he alleges, "justly belonged to him," and he therefore prays Councils to make an appropriation "directing the payment to him of the salary of said office, for the term embraced between January 1, 1866, and August 21, 1866."

The question here presented is not whether Mr. Weaver has any claim upon Mr. Given, nor whether Mr. Given has any claim upon the City; but whether the City owes

Mr. Weaver a salary as City Commissioner for a term of seven months and twenty-one days, during all of which time he was confessedly not discharging the duties of the office, and was not even qualified to do so.

Mr. Weaver did not offer to give bond; did not submit the names of his sureties to Councils; did not, as I read his petition, "duly qualify" himself "for the duties of said office" until August 21, 1866.

In the contested elections of *Mann vs. Cassidy* and *Thompson vs. Ewing*, the duly elected officers received none of the emoluments of the offices pending the contest, and I am not aware of any precedent for the present claim.

From the silence of the petitioner's counsel, I have the right to infer that their industry has been unable to discover any case supporting the petition, and I am for all these reasons compelled to advise the Committee that the petition be reported back to Councils with an adverse recommendation.

The true remedy for such cases would be the passage of a law impounding all the fees of an office during a contest. The incumbent would then share the contestant's anxiety to speed the cause, and no man could then profit by the fraud of himself or his friends.

I am, very respectfully and truly, yours,

F. CARROLL BREWSTER,

City Solicitor.

RESOLUTION

To discharge the Committee on Finance from the further consideration of the petition of David P. Weaver.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Finance be discharged from the further consideration of the petition of David P. Weaver, City Commissioner.

APPENDIX No. 97.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—We, the undersigned, members of the Committee on Finance, to which was referred the petition of David P. Weaver, City Commissioner, for an appropriation directing the payment to him of the salary of said office for the term embraced between the first day of January, 1866, and the 21st day of August, 1866, beg leave respectfully to offer the following minority report ; and they represent that whilst in this petition Major Weaver urges the *justice* of his claim, he nowhere asserts it as a *legal* right. It is simply an appeal to the municipal conscience and sense of right, and as such the undersigned are convinced it is an appeal that cannot with justice be disregarded, and as the petition raised no legal question, the reference of it by the Committee to the City Solicitor was, in the opinion of the undersigned, quite unnecessary ; and that officer, properly regarding the matter only in a technical aspect, reported adversely to the petition.

If, however, Major Weaver, instead of asserting merely a moral right, had been pursuing a legal claim, there would have been no necessity of resorting to this method of proceeding. Instead of a petition to Councils he might have, in that case, made a demand through the courts. The undersigned, however, believe that the petition ought to be granted upon the ground of justice and public policy. Major Weaver spent all the period covered by his petition in the virtual service of the public, besides expending his private means to an amount probably not far short of the allowance he asks. It is no answer to this to say that he had a private interest in the controversy ; for to the mind of every good citizen and patriot, as well as in the eye of the law, the investigation pursued so laboriously, indefatigably and conscientiously by Major Weaver, involved interests of the whole community that overshadowed and dwarfed into insignificance all private considerations. It was, in form of law as in fact, an issue in which the lawful voters of this community demanded protection against the most flagrant and shameful frauds whereby the most em-

phatic verdict of the people, irrespective of party, was set aside. Such frauds, if once accorded impunity, would without doubt subvert all good government and public virtue in our community. For the community's good, therefore, no less than his own interest, Major Weaver pursued to success a contest rendered unequal by the fact that the incumbent's fraudulent certificate enabled him to receive fees and perquisites of the office far exceeding in amount the regular salary. These fees and perquisites Major Weaver can never recover back; and these are analogous to the emoluments in *Mann vs. Cassidy*, and in *Thompson vs. Ewing*, cited by the City Solicitor. But the City has never paid to *any one* the salary covered by Major Weaver's petition; and after paying that to Major Weaver, the city will be in no worse condition than it would have been if he had not, in violation of the rights and to the gross scandal of the whole community, been prevented from entering upon his office when, as the court has solemnly adjudged, it was his right to enter upon it.

The undersigned do not believe that the city desires to make a profit from bad men's frauds, and Major Weaver's misfortune as the victim of those frauds, and therefore recommend the appropriation he asks. For that purpose they recommend the passage of the following resolution.

JAMES F. DILLON,
S. G. KING.

RESOLUTION

Directing the City Commissioners and City Controller to sign a certain Warrant.

Resolved, That the City Commissioners be directed and authorized to draw a warrant in favor of David P. Weaver, for the sum of one thousand two hundred and sixty-five dollars and eight cents, (\$1,265.08) being the amount of his salary from January 1st, 1866, to August 21st, 1866, and the City Controller is hereby authorized and directed to countersign the said warrant.

APPENDIX No. 98.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The undersigned, your Committee on Gas, to whom was referred the annexed communication from the Trustees of the Philadelphia Gas Works, beg leave to report back the same, as the subject of the above communication belongs to the Department of City Property. Your Committee beg leave to suggest the reference of the same to the Committee on City Property, and submit the following resolution, and beg leave to be discharged from the further consideration of the subject.

H. C. ORAM, *Ch'n*,

JOSEPH HILL,

JAS. D. CAMPBELL,

A. M. FOX,

CHAS. M. WAGNER,

H. W. GRAY,

M. HALL STANTON.

October 18, 1866.

RESOLUTION

To discharge the Committee on Gas from the consideration of a certain communication.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Gas be discharged from the further consideration of the communication of the Philadelphia Gas Works.

APPENDIX No. 99.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—Your Committee on Highways, to whom was referred the petition for re-paving with tramway stone Rhoads street, in the Fifteenth Ward, respectfully report that they have considered the same, and submit for your consideration the following resolution, asking its adoption.

HIRAM MILLER, *Ch'n*,

THOMAS LITTLE,

CHARLES THOMSON JONES,

ROBERT ARMSTRONG,

THOS. A. BARLOW,

GEO. F. OMERLY,

F. A. WOLBERT.

October 18, 1866.

RESOLUTION

To authorize the tramwaying of Rhoads street, in the Fifteenth Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to tramway Rhoads street from Eighteenth to Nineteenth street, in the Fifteenth Ward, and if the cartway is wider than is necessary for a single track, he is authorized to reduce it to the proper width by taking an equal quantity from each side.



APPENDIX No. 100.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petitions for re-paving Webster and Francis streets, in the Second and Twenty-sixth Wards, respectfully report that they have considered the same, and submit for your consideration the following resolution, asking its adoption.

HIRAM MILLER, <i>Ch'n,</i>	ROBERT ARMSTRONG,
THOMAS LITTLE,	THOS. A. BARLOW,
CHARLES THOMSON JONES,	GEO. F. OMERLY,
F. A. WOLBERT.	

RESOLUTION

To authorize the re-paving of Webster and Francis streets.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to repave Webster street from Seventeenth to Eighteenth street, in the Twenty-sixth Ward, and Francis street between Twelfth and Thirteenth and Ellsworth and Washington streets, in the Second Ward.



APPENDIX No. 101.

OFFICE CHIEF ENGINEER OF THE FIRE DEPARTMENT,
City Hall, S. W. corner 5th and Chestnut Streets,
Philadelphia, October 18th, 1866.

TO DAVID J. GRIFFITHS, Esq.,

Chairman Committee on Trusts and Fire :

SIR:—The following resolution of instruction to the Committee on Trusts and Fire, was referred to me by the Committee, at their meeting, held on the 16th inst., to wit :

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Trusts and Fire be and they are hereby instructed and directed to report to Councils, at their next meeting, what action, if any, has been taken by the Chief Engineer of the Fire Department, to punish the West Philadelphia Engine Company, the West Philadelphia Hose, the Monroe Engine, and the Mantua Hook and Ladder Company, and why the Chief Engineer did not report them to Councils for rioting on Sunday afternoon, September 16th, 1866. And that they be further instructed to inquire why the Weceacoe and Franklin Engine and Shiffler Steam Hose Company were not suspended for rioting on the morning of the 16th instant.

In answer to the foregoing communication, I can only say, that immediately upon hearing of the alleged difficulties alluded to, I at once set about to procure sufficient evidence to warrant me in suspending the companies said to have been implicated ; but, after what I thought was an impartial hearing of the case, I was firmly convinced that a band styled “Badgers” were the principal aggressors in the disturbance. These parties have no connection with any fire company. As no arrests were made then, nor am I aware of any having been made up to the present time, I was consequently left without that evidence that would have warranted me in suspending the Companies, and *proving* the offence as charged.

The above alludes to the Companies of the Seventh Fire District.

In the case of the Weccacoe, Franklin and Shiffler, the same remarks as to the want of evidence will apply.

With much respect, your obedient servant,

DAVID M. LYLE,
Chief Engineer Fire Department.

A P P E N D I X N o . 1 0 2 .

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Trusts and Fire, to whom had been referred the matter of the suspension of the Good Will Engine Company, beg leave to report that whilst the Committee were engaged in giving the subject a thorough investigation, and after hearing the evidence of many witnesses, the lateness of the hour caused the Committee to postpone further action until a subsequent meeting. Pending this action of your Committee a resolution was introduced in Councils to restore the Company to active service, which resolution passed both branches of Councils at their meeting held on the 4th inst., and which was approved by the Mayor on the same date. Further action by the Committee being, therefore, unnecessary, your Committee respectfully present the annexed resolution, and ask its adoption.

DAVID J. GRIFFITHS, <i>Ch'n</i> ,	CHAS. M. WAGNER,
GEO. W. NICKELS,	W. J. POLLOCK,
WM. PALMER,	GEO. F. OMERLY,
H. MARCUS,	WILLIAM BUMM,
JOSEPH B. HANCOCK,	JOHN BARDSLEY.

October 18, 1866.

RESOLUTION

Discharging the Committee on Trusts and Fire from the further consideration of a certain matter.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Trusts and Fire be and they are hereby discharged from the further consideration of the matter relative to the suspension of the Good Will Engine Company

APPENDIX No. 103.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Trusts and Fire, to whom was referred the petition of the Franklin Steam Fire Engine Company of Germantown, asking for a Fire Alarm Telegraph Box in their house, beg leave to report that your Committee has had the matter under consideration, and after obtaining an estimate of the cost of the same from the Superintendent of the Telegraph, desire to present a negative recommendation to the prayer of the petitioners. The Committee therefore submit the accompanying resolution and ask its adoption.

DAVID J. GRIFFITHS, <i>Ch'n</i> ,	CHAS. M. WAGNER,
GEO. W. NICKELS,	W. J. POLLOCK,
JOHN BARDSLEY,	WILLIAM BUMM,
H. MARCUS,	GEO. F. OMERLY,
WM. PALMER,	JOSEPH B. HANCOCK.

October 4, 1866.

RESOLUTION

Relative to a certain Fire Alarm Box.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Trusts and Fire be and they are hereby discharged from the further consideration of the petition of the Franklin Steam Fire Engine Company of Germantown, asking for a Fire Alarm Box to be placed in their house.

APPENDIX No. 104.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Trusts and Fire, to whom was referred sundry petitions and communications asking that the Taylor Hose Company and the Congress Engine Company be located as steam fire engine compa-

nies, and the Franklin Engine Company of Frankford, asking to be located as a steam forcing hose company, beg leave to report the same back with a negative recommendation. The Committee present the annexed resolution and ask its adoption.

DAVID J. GRIFFITHS, <i>Ch'n</i> ,	CHAS. M. WAGNER,
GEO. W. NICKELS,	W. J. POLLOCK,
WM. PALMER,	GEO. F. OMERLY,
H. MARCUS,	WILLIAM BUMM,
JOSEPH B. HANCOCK,	JOHN BARDSLEY.

RESOLUTION

To discharge the Committee on Trusts and Fire from the further consideration of certain subjects.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Trusts and Fire be and they are hereby discharged from the further consideration of certain petitions asking for the location of the Taylor Hose Company and the Congress Engine Company as steam fire engine companies, and the Franklin Engine Company of Frankford, for a location as a steam forcing hose company.

APPENDIX No. 105.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Police, to whom was referred a communication from the Mayor in reference to certain transfers for the Police Department, respectfully submit the annexed resolution and ask its adoption.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	SAML. W. CATTELL,
JOSEPH B. HANCOCK,	WM. J. POLLOCK,
JOHN C. MARTIN,	NICHOLAS SHANE,
G. W. MACTAGUE,	JOS. MANUEL,
H. MARCUS,	CHAS. THOMSON JONES.

RESOLUTION

To authorize certain transfers in the appropriation to the Police Department for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller be and he is hereby authorized to transfer the sum of two thousand and fifty-four dollars of the appropriation made to the Police Department for the year 1866, as follows:

From Item 3, "Salaries of High Constables, &c.," nineteen hundred dollars, to the following items, viz.:

To Item 4, "Salaries of Policemen," three hundred dollars (\$300).

To Item 9, "Meals and Medical attendance," three hundred and fifty dollars (\$350).

To Item 12, "Stoves, and Heaters, &c.," one hundred dollars (\$100).

To Item 14, "Incidental expenses," two hundred and fifty dollars (\$250).

To Item 15, "Stationery and Printing," two hundred dollars (\$200).

To Item 17, "Arrest and conviction of offenders," one hundred and fifty dollars (\$150).

To Item 18, "Expenses in procuring evidence," one hundred dollars (\$100).

To Item 13, "Fuel," four hundred and fifty dollars (\$450.)

From Item 11, "Buttons, &c.:" to Item 13, "Fuel," one hundred dollars (\$100).

From Item 19, "Taking up dogs:" to Item 7, "Cleansing Station Houses," fifty-four dollars (\$54).

APPENDIX No. 106.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Highways beg leave to report that, by a resolution approved July 14th, 1866, Washington lane, from Hipple's lane to Domino lane, in the Twenty-first Ward, was authorized to be graded to the

established grade and the necessary culverts to be constructed, at a cost not exceeding three thousand dollars. That the proposals received for said work exceed the amount appropriated; and, in the opinion of your Committee, it is unnecessary at this time to do more than put it in travelable condition. We therefore submit for your consideration the following resolution, asking its adoption.

HIRAM MILLER, <i>Ch'n</i> ,	THOS. A. BARLOW,
ROBERT ARMSTRONG,	CHAS. THOMSON JONES,
THOMAS LITTLE,	GEO. F. OMERLY,
F. A. WOLBERT.	

RESOLUTION

To authorize the grading and culverting of Washington lane, from Hipple's lane to Domino lane.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to put Washington lane, from Hipple's lane to Domino lane, in the Twenty-first Ward, in good travelable condition, and construct the necessary culverts thereon, at a cost not exceeding three thousand dollars. And so much of the resolution approved July 14th, 1866, as is inconsistent herewith be and the same is hereby repealed.

APPENDIX No. 107.

COMMITTEE SURVEYS AND REGULATIONS, October 3, 1866.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The application for the location of a street named Cadbury avenue, which has been referred to this Committee, has received attention, and a visit to the ground it is proposed to cover by this avenue shows that such an avenue as asked for will be of great advantage to that section of the City, and from the large amount of property that is in fact dedicated to public use by the application

itself, there can be no doubt that, as the avenue is opened and improved, the owners upon its line will be forced, by the increased value of their ground consequent upon the opening, to further dedicate, and thus give the City an important thoroughfare, at least with a cost but small in proportion to the value received.

It is proposed to locate this avenue between Broad and Thirteenth streets, with a width of sixty feet, making the distance upon each side of it, to Thirteenth street on the east one hundred and ninety-five feet, and Broad street on the west two hundred and sixty-five feet. It is thought that such a street will be used for residences of a similar character to those now erecting on North Broad street, which if commenced will operate both to the interest of the owners and City.

The desire now is only to place such street upon the public plans, entailing no expenditure upon the City other than the necessary plans, and as your Committee deem it a matter of public benefit, they offer the resolution attached and ask its adoption.

THOMAS LITTLE, <i>Ch'n.</i>	THOS. A. BARLOW,
ROBERT ARMSTRONG,	WALTER ALLISON,
HIRAM MILLER,	WM. A. SIMPSON,
SAML. W. CATTELL.	

RESOLUTION

Relative to Cadbury avenue.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Department of Surveys be and is hereby authorized and directed to locate upon the public plans of the City a street, sixty feet in width, to be called Cadbury avenue; said avenue to be placed so that the west line thereof shall be at the distance of two hundred and sixty-five feet from the east line of Broad street, and extend northward parallel with said Broad street, from Columbia avenue to Hunting Park.

APPENDIX NO. 108.

AN ORDINANCE

Making a certain transfer in the appropriation to the Department of Surveys for the year 1866.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be and he is hereby authorized to make the following transfer in the appropriation to the Department of Surveys, for the year 1866, viz.: From Item 11, for new surveys and work that may be ordered, the sum of three hundred dollars (\$300), to Item No. 4, for advertising, &c.

APPENDIX No. 109.

To the President and Members of the
Common Council of the City of Philadelphia :

GENTLEMEN:—Your Committee appointed to examine the wharves used for the purpose of storing manure, situated on the Delaware front, report they have attended to their duty, and carefully examined the same, and in their judgment deem it expedient, for the health and general benefit of business in the City, to report the following Ordinance, and ask its passage.

ALEXANDER M. FOX, <i>Ch'n</i> ,	WILLIAM PALMER,
DANIEL P. RAY,	H. C. HARRISON.

AN ORDINANCE

To prevent the depositing of manure on the wharves in the City of Philadelphia.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That it shall not be lawful to deposit manure of any description on any wharf in the City of Philadelphia south of Lehigh avenue and north of Reed street, and any persons violating the provisions of this Ordinance shall be liable to a penalty of five dollars

for each and every load dumped on any of the wharves between the above-named streets. Fines to be recovered as sums of a like amount are now by law recoverable. The above Ordinance to be enforced on and after the first day of April, A. D. 1867.

APPENDIX No. 110.

PREAMBLE AND RESOLUTION

Of instruction to the Committee on Girard Estates.

WHEREAS, it being known that the Committee on Girard Estates have authorized a lease to be made of the Inquirer building for the sum of four thousand dollars per annum, *and whereas* it is also known that six thousand dollars or more per annum was offered for the same building by responsible parties; therefore

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Girard Estates be and they are hereby directed to revoke their action so far as relates to the lease for four thousand dollars, and offer the property by advertisement in the usual manner.

APPENDIX No. 111.

RESOLUTION

Of Instruction to the Commissioner of City Property.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Commissioner of City Property be and he is hereby instructed to report to this Chamber the amount of rent received per annum from the Spring Garden Hall and from Hall at the intersection of Frankford road and York street, and from whom received; also, whether there are any vacant rooms in either of said halls at present.

APPENDIX No. 112.

.RESOLUTION

Requesting the Estimates for the year 1867.

Resolved by the Select and Common Councils of the City of Philadelphia, That the several Departments of the Municipal Government be and they are hereby requested to present to the Finance Committee, without delay, estimates of their receipts and expenditures for the year 1867, in order that the tax rate for that year may be fixed as soon as possible.

APPENDIX No. 113.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance, to whom was referred the communication of Thomas M. Triol in relation to his sureties, respectfully report that they have considered the same, and submit the annexed resolution to approve the sureties of Thomas M. Triol, and ask its adoption.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEXANDER M. FOX,
S. G. KING,	ALEX. J. HARPER,
SAML. W. CATTELL,	JOSHUA SPERING,
JAS. A. FREEMAN.	

October 25, 1866.

RESOLUTION

To approve the sureties of Thomas M. Triol.

Resolved by the Select and Common Councils of the City of Philadelphia, That Reuben Hagy and Samuel Miller are hereby approved as the sureties of Thomas M. Triol, as License Clerk in the Department of Highways. And the City Solicitor is hereby directed to prepare the proper bond and warrant of attorney for said parties to execute, cause judgment to be entered thereon, and to file a certifi-

cate of record, that the lien of the judgment entered thereon against Samuel Miller shall only operate on and against a certain lot whereon is erected a messuage, No. 1372 Ridge avenue.

APPENDIX No. 114.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred a communication from Thomas M. Triol, report the annexed resolution to enter satisfaction on the official bond of Thomas M. Triol, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEXANDER M. FOX,
S. G. KING,	ALEX. J. HARPER,
SAMUEL W. CATTELL,	JOSHUA SPERING,
JAMES A. FREEMAN.	

October 25, 1866.

RESOLUTION

To enter satisfaction on the official bond of Thomas M. Triol.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be and is hereby directed to enter satisfaction upon the official bond of Thomas M. Triol (D. C., D. S. B., March Term, 1864, No. 66.) *Provided,* the Controller shall certify that his accounts are correct, and that there is no default.

APPENDIX No. 115.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred a communication asking the release of a certain property of Francis Nibert from the lien of a certain judgment, report the annexed resolution, to release a cer-

tain property of Francis Nibert from the lien of a certain judgment, and recommend its passage.

JOSEPH F. MARCER, *Ch'n*, ALEXANDER M. FOX,
S. G. KING, ALEX. J. HARPER,
SAMUEL W. CATTELL, JOSHUA SPERING,
 JAMES A. FREEMAN.

October 25, 1866.

RESOLUTION

To release certain property of Francis Nibert from the lien of a certain judgment.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be and he is hereby authorized and directed to release and forever discharge the following described property of Francis Nibert from the lien of a judgment entered on the official bond of Morton A. Everly, Collector of out-standing taxes, (D. C., D. S. B., December Term, 1865, No. 293,) to wit: A certain three-story brick messuage or tenement and lot or piece of ground situate on the south side of Shippen street, at the distance of seventy-seven feet westward from the west side of Eighth street, in the City of Philadelphia, containing in front or breadth on the said Shippen street fifteen feet, and extending in length or depth southward of that width fifty feet, bounded eastward by ground now or late of Richard Hill Morris, westward and southward by ground granted or intended to have been granted to William Cleadon, and northward by Shippen street aforesaid: *Provided*, that the co-security of said Francis Nibert shall consent to the said release, and that the sum of ten dollars shall be paid to the City Solicitor for the use of the City in defraying the expenses of the publication of this resolution. *And provided further*, that in the opinion of the City Solicitor the interests of the City will not be prejudiced by the said release.

APPENDIX No. 116.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petitions and resolutions for paving and grading footways on certain streets in the Twenty-second Ward, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, *Ch'n*, CHARLES THOMSON JONES,
THOMAS LITTLE, THOS. A. BARLOW,
DANIEL P. RAY, J. W. HOPKINS,
A. L. HODGDON.

October 25, 1866.

RESOLUTION

To authorize the grading and paving of footways on certain streets in the
Twenty-second Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to notify the owners of property on Church street from Germantown avenue to Chew street, Green street from Manheim to Johnson street, Centre, Lehman, and Marion streets, Morton street from Haines to Upsal street, Allen's lane from Germantown avenue to Green street, Miller street from Wister street to terminus, Park street from Germantown avenue to Thirty-fifth street, East Johnson street from Germantown avenue to Chew street, to grade and pave their footways within the time allowed by law; and if they should neglect or refuse to comply with said notice, he shall proceed to do said work and collect the cost of the same from the owners of property.

APPENDIX No. 117.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petition for paving Hope street, respect-

fully report that they have considered the same and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	DANIEL P. RAY,
THOMAS LITTLE,	CHAS. THOMSON JONES,
ROBERT ARMSTRONG,	THOS. A. BARLOW,
J. W. HOPKINS.	

October 25, 1866.

RESOLUTION

To authorize the paving of Hope street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to enter into a contract with a competent paver or pavers, who shall be selected by a majority of the owners of property fronting on Hope street, from Susquehanna avenue to Dauphin street in the Nineteenth Ward, for the paving thereof. The conditions of the contract shall be that the contractor shall collect the cost of paving from the owners of property. And he shall also enter into an obligation to the City to keep the street in good order for three years after the paving is finished.

APPENDIX No. 118.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Highways, to whom was referred the petition for grading Apsley street, respectfully report that they have considered the same and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	DANIEL P. RAY,
ROBERT ARMSTRONG,	CHAS. THOMSON JONES,
THOMAS LITTLE,	THOS. A. BARLOW,
J. W. HOPKINS.	

October 25, 1866.

RESOLUTION

To authorize the grading and culverting of Apsley street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to grade Apsley street from Germantown avenue to Pulaski avenue, to the established grades of the City, and do the necessary culverting thereon, at a cost not exceeding the sum of thirteen hundred dollars.

 APPENDIX No. 119.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Markets, to whom was referred the petitions of citizens of the northwestern portion of the City, asking for additional market accommodations by the erection of another market-house on Girard avenue below Tenth street, to be set apart exclusively for farmers for the sale of farm produce, which, in the judgment of your Committee, would be a great convenience to the citizens in that locality, and would increase the revenue of the markets already erected in that vicinity, would report the annexed Ordinance and ask its adoption.

ENOCH TAYLOR, <i>Ch'n,</i>	CHAS. M. WAGNER,
WILLIAM STOKES,	SAML. C. WILLITS,
CHARLES THOMSON JONES,	W. F. SMITH.

October 25, 1866.

AN ORDINANCE

To authorize the erection of an additional market-house on Girard avenue for the use of farmers.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Commissioner of Markets be and is hereby authorized and instructed to have erected, under the supervision of the Committee of Markets, an additional market-house on Girard avenue between

Tenth and Hutchinson streets, similar to those already erected on said street, for the exclusive use of farmers, the rents of the same to be arranged by the Committee on Markets in conjunction with the Commissioner.

SECTION 2. That the sum of four thousand two hundred dollars be and is hereby appropriated to defray the expenses thereof, and that warrants for the same be drawn by the Commissioner of Markets in conformity with existing Ordinances.

A P P E N D I X N o . 1 2 0 .

RESOLUTION

To change the location of the office of Commissioner of City Property.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Department of City Property is hereby authorized and directed to remove to the Girard building, No. 19 North Fifth street, second floor, south room.

APPENDIX No. 121.

OFFICE OF CITY RAILROAD,
PHILADA., *October 31st, 1866.*

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—In compliance with the Ordinance of Councils, I have the honor to submit the following statement of the workings of this Department under existing Ordinances for the past nine months to the 1st inst. It is a source of regret that better comparisons of the minutia between the former and the present operation of the road, from want of reliable data of previous years, cannot be stated.

The report of the Chief Engineer and Surveyor in the year 1865, being the only reliable report on record, states that the operations of the road for the past ten years, have been an expense to the City for its maintenance, of fifteen hundred dollars per annum over all the receipts, or a loss, in ten years, of fifteen thousand dollars.

From the accompanying schedule of receipts, expenditures, travel, &c., it will be found that the travel over the road was, from January 1st, 1866, to October 1st, 1866,

Of eight-wheel cars.....	76,262
Of four-wheel cars.....	20,671

Total number of cars.....96,933

The receipts for tolls from the same.....\$13,379 48

Divided as follows :

Received from companies.....	\$9,502 56
“ “ merchants.....	3,876 92

Being an average receipt of thirteen and eighty one-hundredths cents per car.

The expenditures for the same period were as follows :

For new material and labor.....	3,767 84
Salary of superintendent and incidentals.....	1,413 08
	<u>5,179 92</u>

Showing a balance in favor of the city of.....\$8,199 56
over all expenses for the nine months.

The estimated receipts for balance of year.....	\$4,200 00
“ “ expenses “ “	1,483 00
	<u>2,717 00</u>

Showing a net receipt over all expenses for one year of.....\$10,916 56
or six per cent. on the principal of \$181,942 66.

No extra appropriation will be needed this year, as the road is now in complete working order, and but a small outlay will be necessary to keep it so.

It is gratifying, and important to the interests of the city to be able to report such results, and it shall be my aim as well as duty to use every endeavor, by keeping the tracks free and in good order, and affording every facility to transportation interest, to maintain and if possible increase it.

Very respectfully,

JOHN BOSLER,

Superintendent of City Railroads.

Statement showing the amount appropriated, amount expended, and balance remaining.

	Appropriation.	Amount in Items.	Amount Expended.	Balances.
Appropriation as per Ordinance December 16, 1865...	\$9,100 00			
Item 1. Salary of Superintendent.....		\$1,250 00	\$ 937 44	\$ 312 56
2. Rent of office, stationery, &c.....		600 00	474 64	125 36
3. Wages for repair gang.		3,450 00	1,935 00	1,515 00
4. New materials.....		2,600 00	961 34	1,638 66
5. Keeping tracks clear of snow.....		1,200 00	971 50	228 50
			5,279 92	\$3,820 08
			3,820 08	
	\$9,100 00	\$9,100 00	\$9,100 00	

Statement of Receipts from all sources.

For tolls due in 1865.....	\$ 863 02
“ from January 1st to October 1st, 1866.....	13,379 48
For old materials sold.....	77 50
Total receipts.....	<u>\$14,320 00</u>

The stock on hand is as follows:

1 patent boring machine.	2 doz. bolts.
4 tongue switches.	170 bushels of salt.
9 kegs of railroad spikes.	8 cast iron curve plates.
9 hand augers.	3 sledgehammers.
6 bitts.	17 tons (second-hand) rail-
7 shovels.	road iron.
7 picks.	300 wooden railroad pins.
3 cold chisels.	2 pinchbars.
2 drilling hammers.	1 tool barrow.
2 chopping axes.	1 truck car.
1 broadaxe.	1 wheelbarrow.
2 clevis bars.	1 pushcart.
12 crowbars.	5 scrapers.
34 drills and points.	6 tamping bars.
1 crosscut saw.	1 mallet.
1 hand saw.	7 line pins.
1 paving rammer.	1 punch.
2 adzes.	1 hatchet.
5 brooms.	1 tapeline.
15 bars strap iron.	

Statement of the kind and number of cars that have passed over the road within the past nine months, with their freight, to October 1st, 1866.

Of eight-wheel cars with merchandize.....	57,068
“ “ coal.....	12,197
“ “ lumber.....	3,267
“ “ express freight.....	3,292
“ “ pig iron.....	432
“ “ lime.....	1
“ empty.....	5
Total eight-wheel cars.....	76,262
Of four-wheel cars with merchandise.....	2,856
“ “ coal.....	16,498
“ “ lime.....	1,108
“ “ pig iron.....	19
“ empty.....	190
Total four-wheel cars.....	20,671
Total number of cars.....	96,933

NAME.	MERCH'DISE.		COAL.		LUM-BER.	LIME.		PIG IRON.		EX'PS.	EMP'TY		AMOUNT OF TOLLS.
	8 Wheels.	4 Wheels.	8 Wheels.	4 Wheels.	8 Wheels.	8 Wheels.	4 Wheels.	8 Wheels.	4 Wheels.	8 Wheels.	8 Wheels.	4 Wheels.	
1. Allman & Wenger.....	153	7											21 13
2. Allman, Thomas.....	16												2 01
3. Arthur, R., & Bro.....			209	599									83 45
4. Adams' Express Co.....										2,504			455 64
5. Acheson, A. D.....	880	31											162 06
6. Andrews, A. J.....	34												5 21
7. Allen, W. G., & Co.....	21												3 84
8. Bard & Geiselman.....	63	6											10 43
9. Baker & Hopkins.....	398	11											50 80
10. Branson, T., & Son.....			277	718									132 74
11. Beitler, Joseph.....			85	193									3 63
12. Brooke, F. M. & H.....	147	19											21 97
13. Bryan, Josiah, & Co.....	263	21											30 66
14. Baltimore & Ohio R. R. Co.	3,273												304 95
15. Buchanan, Wm. J.....			23	46									9 44
16. Boekenkamp & Bro.....			6	17									2 73
17. Bitner, B. F.....		126										190	16 54
18. Burk, Wm. E.....	1,989	104											313 18
19. Buzby & Co.....	405	39									1		71 11
20. Brooke & Pugh.....	702	12									2		72 16
21. Bartholomew, B. J.....			74	147									33 43
22. Bartholomew, A.....			6	18									3 42
23. Blake, J. A., & Co.....	298	14		2									29 47
24. Bruer, Warne & Co.....					59								6 49
25. Bitners & Brubaker.....	176												33 84
26. Bushong & Hahs.....	4	1	3	7									90
27. Campbell, A.....			1	32									3 75
28. Cookman, W. W.....	262	1											25 31
29. Cameron Coal Co.....			1,804										124 32
30. Clarkon, John W.....			232	455	82								110 79
31. Craig & Co.....	481	3											68 79
32. Cookman, George, & Co.....	199												28 79
33. Couvery, A., & Co.....			47	94									4 23
34. Convery, Thomas.....			36	91									3 62
35. Champion & Austin.....			28	59									1 15
36. Donaldson, Wm. S.....			51	214									29 36
37. Dunwoody, Ezi & Co.....	283												24 38
38. Dotter, A. S.....			33	56	4								12 08
39. Dunwoody & Robertson.....	53												9 46
40. Davis & Allen.....	112	2											21 09
41. Detwiler & English.....	621	47											82 60
42. Davis, J. H.....					108								25 11
43. Doherty, Ellina, Mrs.....			48	70									17 56
44. Donaghy & Watt.....			326	606									103 90
45. Esler, J. & R. B.....			14	43	1								2 52
46. Evans, Joseph.....			41	149									

Appendix to the Journal
(*Exhibit of Cars, &c., continued.*)

NAMES.	MERCH'DISE.		COAL.		LUM- BER.	LIME.		PIG IRON.		EX'PS.	EM'TY.	AMOUNT OF TOLLS.
	8 Wheels.	4 Wheels.	8 Wheels.	4 Wheels.	8 Wheels.	8 Wheels.	4 Wheels.	8 Wheels.	4 Wheels.	8 Wheels.	4 Wheels.	
56. Gillespie & McKnight.....	148	8										25 80
57. Hunsicker & Zahn.....					231							22 56
58. Hinchman, Howard.....	2,012	112										391 11
59. Huey, James.....			31	67								10 94
60. Howard's Express Co.....										488		101 50
61. Henderson, A. F.....	3				95							28 12
62. Hess, Samuel W.....			74	206								4 00
63. Hebertou & Co.....			7	21								3 29
64. Kershaw, D. B., & Co.....	1	1,496										30 08
65. Killian & Hansel.....	1				179							52 10
66. Kolb, Matthew.....	59	2										9 92
67. Levering, E. & Co.....	47											3 69
68. Lyster, James.....			18	19			17					8 00
69. Meloney, C. P.....	7		202	314	44	1	546	3				147 61
70. Mytinger, L. G., & Co.....	259	2										37 27
71. Mackey & Beattie.....	41											4 40
72. Mulford, John B.....			45	85								14 90
73. Miller & Collins.....			29	74								3 67
74. Mactier & Steel.....			187	380								62 19
75. Malone & Co.....	378	124										73 28
76. Morgan, John D.....			68	171								32 06
77. Moorhead, McKennan & Co.	216	8										31 69
78. McNut, Samuel.....			157	359								70 44
79. McMullin, Robert.....	142											14 38
80. McCarkell, William.....			56	199								34 97
81. North Penna. R. R. Co.....	60		238	608	20			167	19			183 92
82. Paynter, A. C. & Co.....			31	80								15 93
83. Paynter, D., & Co.....			16	56								9 73
84. Prentzell, Charles.....	205	202										48 33
85. Paley, Thomas, & Co.....			54	74								15 55
86. Phila. & B. Cent. R.R. Co.....	187											28 85
87. Pennsylvania R. R. Co.....	35,763				1,845							5,821 35
88. Penn Gas Coal Co.....			179									12 63
89. Phila. & Reading R.R. Co.....		51	4,016	7,385	134		545	67				1,852 86
90. Phila., Wil. & B. R. R. Co.....	617				22		195					142 48
91. Prichett, James C.....	220	7										35 39
92. Riddell, R. G. & Co.....	614											89 32
93. Repplier, O'Donnell & Co.....			330	322								22 94
94. Rothermel, Daniel.....			136	313								18 91
95. Rowland & Ervin.....	438	12	2	118								78 26
96. Ruif, B. F.....	2											24 00
97. Steel, James & Co.....	775	9										97 36
98. Sharpless, Siter & Co.....	565	13										88 69
99. Smith, J. M., & Co.....	169	1										28 66
100. Solms, Joseph B.....			18	108								11 70
101. Shoemaker & Tisdall.....	120	11										12 93
102. Sherry, John.....			167	404								77 14
103. Shoemaker & Co.....					205							59 45
104. Smith, L. E., Mrs.....			75	183								3 33
105. Shafon Coal Co.....			1,532									99 89
106. Smith, David.....	88	319	148	249	117						2	86 77
107. Scott & Carrick.....			53	87								16 56
108. Thomas, S.....			12	15								3 74
109. Van Amringe, E.....	114											8 61
110. Worley & Bryson.....	93	19										12 43
111. Worley, F. D.....	161	16										25 31
112. West Chest. & P. R. R. Co.....	2,012											201 26
113. Westmoreland Coal Co.....			702									53 07
114. Wood, Isaac.....			40									16 64

Total number of cars..... 57,068 2,856 12,197 16,498 3,267 1 1,108 432 19 3,292 5 190 13,379 4
Amount paid for tolls due prior to January 1st, 1866..... 533 0

Total amount for tolls..... \$14,242 5

APPENDIX No. 122.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a communication from William J. P. White, Register of Water Rents, asking the release of one of his sureties, report the annexed resolution to approve the sureties of William J. P. White, Register of Water Rents, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	S. G. KING,
ALEX. J. HARPER,	H. C. HARRISON,
A. H. FRANCISCUS,	A. L. HODGDEN,
JOSHUA SPERING,	SAML. W. CATTELL,
A. M. FOX,	JAS. A. FREEMAN.

November 1, 1866.

RESOLUTION

Approving the sureties of William J. P. White, Register of Water Rents.

Resolved by the Select and Common Councils of the City of Philadelphia, That George W. Simons and Clotilde E. White are hereby approved as the sureties of William J. P. White, Register of Water Rents.

And the City Solicitor is hereby directed to prepare the proper bonds, with warrants of attorney, for said parties to execute, cause judgments to be entered thereon, and to file certificates of record, that the lien of the judgment entered in pursuance of said warrants of attorney shall only operate against the respective properties submitted to the Committee on Finance by the said sureties ; that is to say, the lien of the judgment against George W. Simons, shall only operate on and against a certain lot of ground with the messuages thereon erected, situate on the south side of Chestnut street, west of Sixth street, in the Fifth Ward ; and the lien of the judgment against Clotilde E. White, shall only operate on and against a certain lot of ground whereon is erected the messuages or tenements at the corner of Water and Lombard streets, in the Seventh Ward.

APPENDIX No. 123.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a bill, entitled “An Ordinance to make an appropriation to the Department of Surveys, for the year 1867, report that they have considered the same, and report the same back as committed, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEX. J. HARPER,
SAML. W. CATTELL,	S. G. KING,
A. M. FOX,	A. H. FRANCISCUS,
JAS. A. FREEMAN,	JOSHUA SPERING,
H. C. HARRISON.	

November 1, 1866.

AN ORDINANCE

To make an appropriation to the Department of Surveys for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirty-nine thousand two hundred and twenty-four dollars and twenty cents be and the same is hereby appropriated to the Department of Surveys to defray the expenses of the year 1867.

Item 1. For salaries of Chief Engineer and Surveyor, Recording Clerk, Draughtsman and Rodman in General Office, with Clerks and Draughtsmen in Registry Bureau, thirteen thousand three hundred (13,300) dollars.

Item 2. For stationery, four hundred (400) dollars.

Item 3. For record books and blanks, two thousand six hundred (2600) dollars.

Item 4. For cleaning office, carriage-hire, and incidentals, eight hundred and fifty (850) dollars.

Item 5. For salaries of Twelfth District Surveyor, six thousand (6000) dollars.

Item 6. For advertising, two hundred and fifty (250) dollars.

Item 7. For line regulations in the First Survey District, below South street, as per resolution of Councils, approved March 24th, 1866, one thousand (1000) dollars.

Item 8. For survey and map of the Delaware front, in the First Survey District, to “establish an arbitrary low

water line," as per Act of Assembly, May 20, 1864, and Resolution of November 12, 1864, three hundred (300) dollars.

Item 9. For line regulations in the Second Survey District, between German and Wharton streets and Passyunk road and the Delaware river, as per Resolution of March 24th, 1866, twelve hundred (1200) dollars.

Item 10. For line regulations in the Third Survey District, between South and German streets and east of Passyunk road, as per Resolution of March 24, 1866, six hundred (600) dollars.

Item 11. For survey and map of the Delaware front, in the Sixth Survey District, to "establish an arbitrary low water line," as per Act of Assembly, May 20, 1864, and Resolution of Councils, November 12, 1864, eleven hundred (1100) dollars.

Item 12. For lines and grades in the late Borough of Manayunk, Eighth Survey District, as per Resolution of November 6, 1856, six hundred (600) dollars.

Item 13. For lines and grades in the Eighth Survey District, between Shurr's lane, Ridge avenue and river Schuylkill, as per Resolution of February 9, 1866, five hundred (500) dollars.

Item 14. For lines and grades in the Ninth Survey District, between Gorgas and Carpenter streets and Mermaid lane, as per Resolution of June 6, 1864, fifteen hundred (1500) dollars.

Item 15. For lines and grades in the Tenth Survey District, between Erie avenue and Wingohocking and Frankford creeks and Frankford and Old York roads, as directed by Resolution, approved October 13, 1866, one thousand (1000) dollars.

Item 16. For balance due on completion of plan of Old Bristol Township, as per Resolution of February 24, 1864, seventy-one (71) dollars.

Item 17. For survey and map of the Delaware front in the Twelfth Survey District, to "establish an arbitrary low water line," as directed by Act of Assembly of May 20, 1864, and Resolution of November 12, 1864, seven hundred (700) dollars.

Item 18. For amount due Alfred Young for completing Plan No. 199 of the First Ward, as per Resolution of May

10, 1862, one hundred and twenty-one (121) and twenty (20) cents.

Item 19. For amount due Alfred Young for completing Plan No. 211 in First Ward, as per Resolution of March 24, 1864, five hundred and twenty-five (525) dollars.

Item 20. For amount due for completing plans of Delaware front, in First Ward, for arbitrary low water line, as directed by Act of Assembly, May 20, 1864, and Resolution of November 12, 1864, one thousand and seven (1007) dollars.

Item 21. For new surveys and work that may be ordered by Councils during the year 1867, three thousand (3000) dollars.

Item 22. For landmarks, (corner stones,) three hundred (300) dollars.

Item 23. For the examination of sewers, for record in office, two hundred (200) dollars.

Item 24. For preparing descriptions of properties for municipal claims, one hundred (100) dollars.

Item 25. For surveys for Registry Bureau, two thousand (2000) dollars.

Provided, That no part of said appropriation for surveys shall be expended, except for work prosecuted in accordance with an ordinance or resolution of Councils. *And provided also*, That not more than one-half the amount appropriated to the items for salaries or supplies in this Ordinance shall be expended prior to the first day of July, 1867, and that all bills rendered, except for new surveys, (otherwise provided for,) shall state distinctly the names of the men engaged in such survey, the number of days employed and the charge per day of each. And the warrants shall be drawn by the Chief Engineer and Surveyor.

A P P E N D I X N o . 1 2 4 .

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a communication from W. J. P. White, report the annexed resolution to enter satisfaction on the official bond of William J. P. White, Register of Water Rents, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	SAMUEL W. CATTELL,
ALEX. J. HARPER,	A. H. FRANCISCUS,
A. L. HODGDEN,	JOSHUA SPERING,
H. C. HARRISON,	S. G. KING,
A. M. FOX,	JAS. A. FREEMAN.

November 1, 1866.

RESOLUTION

To enter satisfaction on the official bond of William J. P. White, Register of Water Rents.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be and is hereby directed to enter satisfaction on the official bond of William J. P. White, Register of Water Rents, (D. C., D. S. B., March Term, 1864, No. 38); provided, the Controller shall certify that his accounts are correct, and that there is no default.

A P P E N D I X N o . 1 2 5 .

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the petition of Samuel Sweeny, Assessor of the Second Ward, setting forth that after he had performed his part in the making of the assessment of said ward, with his associate, James T. Harmer, the Court of Common Pleas ordered and directed a new assessment to be made, the death of the said James T. Harmer before the return of all the Division books to the City Commissioners, and the ap-

pointment by them of a new assessor, pursuant to law, making this necessary; that he was, in compliance with said order, compelled to again do the work: praying an appropriation of three hundred dollars to pay him for this extra labor, report that in the opinion of the City Solicitor, which is hereto annexed, as to the liability of the city to pay any claim of Mr. Sweeny for extra service, it appears that he is not in law entitled to receive any extra pay, whatever he may be in equity. The Committee feel that it is but duty to strictly comply with the law, and therefore report the annexed resolution, discharging them from the further consideration of the petition of Samuel Sweeny, Assessor of the Second Ward, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	JAS. F. DILLON,
JOSHUA SPERING,	JAS. A. FREEMAN,
A. H. FRANCISCUS,	S. G. KING,
A. M. FOX,	ALEX. J. HARPER,

H. C. HARRISON.

November 1, 1866.

RESOLUTION

To discharge the Committee on Finance from the further consideration of the petition of Samuel Sweeny.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Finance be discharged from the further consideration of the petition of Samuel Sweeny, Assessor of Second Ward.

LAW DEPARTMENT, No. 212 SOUTH FIFTH STREET,
PHILADELPHIA, *Oct. 22d, 1866.*

TO JOSEPH F. MARCER, ESQ.,
Chairman of the Finance Committee.

MY DEAR SIR:—I have considered the petition of Mr. Samuel Sweeny, presented to Councils, referred by them to the Committee on Finance, and submitted by the Committee to me for my opinion thereon. Mr. Sweeny states in his petition that "he, with one James T. Harmer, were the duly elected assessors of the Second Ward of the City of Philadelphia; that the annual assessment of said Ward was completed by them, and the books of seven election

divisions returned by the petitioner to the City Commissioners."

He further states that the remaining books of six election divisions were to be done by the said James T. Harmer, but that before the completion thereof Mr. Harmer was killed, and the vacancy thus occurring was filled * * pursuant to law.

That the Court of Common Pleas having decided that the petitioner must again assess the Ward, in conjunction with the newly appointed Assessor, * * he did perform said duties a second time, * * and that a full return thereof has been made.

He then submits that it is inequitable that, without fault of his own, he should be compelled to perform his duties twice for one compensation, and he therefore prays for an appropriation of \$300 to pay him for his *extra* labor.

It is a sufficient legal answer to Mr. Sweeny's petition to say that the law makes no provision for the allowance of any claim of this character. The work for which the law compensates the officer is a complete assessment duly returned by both the Assessors.

This work the petitioner performed but once. He doubtless was ready to return the assessment when his colleague was killed, and that accident may have imposed on Mr. Sweeny a double duty for but a single compensation, but that is a contingency for which the law makes no provision, and the City Councils cannot properly supply the omission.

I, however, understand the petition to present an appeal for the payment of an equitable rather than a legal claim. Of this Councils must be the exclusive judges.

The equity of Mr. Sweeny's case would seem at least to be balanced by the merits of the claim which might be presented by the representatives of the deceased assessor.

Very respectfully and truly yours,

F. CARROLL BREWSTER,

City Solicitor.

APPENDIX No. 126.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred a communication from the City Commissioners asking an additional appropriation to pay expenses of election; also communication from Prothonotary of Supreme Court asking payment of a bill for stationery; and also communication from Thomas W. Price asking payment for books, &c., furnished the various County officers during the present year; report that they have given the several matters referred, with their items, a strict examination, and find that these bills must be paid; they therefore report the annexed Ordinance to make an appropriation to pay certain claims, and recommend its passage.

JOSEPH F. MARCER, <i>C'hn.</i>	S. G. KING,
JOSHUA SPERING,	JAMES F. DILLON,
JAS. A. FREEMAN,	A. H. FRANCISCUS,
ALEX. J. HARPER,	A. M. FOX,
H. C. HARRISON.	

November 1, 1866.

AN ORDINANCE

To make an appropriation to pay certain claims.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirteen thousand and nine hundred and eighty two dollars and two cents, be and the same is hereby appropriated to and for the following purposes, viz.:

Item 1. To pay officers of the District Court, four hundred and eleven (411) dollars.

Item 2. To pay officers of the Court of Common Pleas, two hundred and eighty-six (286) dollars.

Item 3. To pay officers of the Court of Quarter Sessions, nine hundred and twenty-nine (929) dollars and fifty (50) cents.

Item 4. To pay for meals for jurors, two hundred and fifty (250) dollars.

Item 5. To pay for arrest of fugitives from justice, seventy (70) dollars.

Item 6. To pay fees of District Attorney, twenty-five hundred (2500) dollars.

Item 7. To pay fees of Clerk of Quarter Sessions, four thousand (4000) dollars.

Item 8. To pay Benjamin F. Mifflin, for printing additional regular and extra assessments and box slips, eight hundred and twenty-five (825) dollars and ninety (90) cents.

Item 9. To pay for making up election papers, fifty (50) dollars.

Item 10. To pay for books of Clerk of Quarter Sessions, one hundred and forty-four (144) dollars and fifty (50) cents.

Item 11. To pay for binding deserters list, &c., fifty-eight (58) dollars and seventy-five (75) cents.

Item 12. To pay for docket furnished the Court of Quarter Sessions, twenty-nine (29) dollars.

Item 13. To pay for stationery furnished the Supreme Court, seventy-eight (78) dollars and eighty-seven (87) cents.

Item 14. To pay for books for Clerk of Orphans' Court, two hundred and seventy-five (275) dollars.

Item 15. To pay for books for Register of Wills, two hundred and seventy-five (275) dollars.

Item 16. To pay for books for the Prothonotary of the District Court, eight hundred and one (801) dollars and fifty (50) cents.

Item 17. To pay for stationery for the District Court, one hundred and thirty (130) dollars.

Item 18. To pay for books for the Prothonotary of the Court of Common Pleas, four hundred and ninety (490) dollars and seventy-five (75) cents.

Item 19. To pay for books for Recorder of Deeds, two thousand three hundred and seventy-six (2376) dollars and twenty-five (25) cents.

And warrants for Items 1, 2, 3, 4, 5, 6, 7, 8, and 9 shall be drawn by the City Commissioners; and for Items 10, 11, 12, 13, 14, 15, 16, 17, 18, and 19 by the City Solicitor.

APPENDIX No. 127.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petition for grading Courtland street and Juniata avenue, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	DANIEL P. RAY,
THOMAS LITTLE,	CHAS. THOMSON JONES,
ROBERT ARMSTRONG,	THOMAS A. BARLOW,
J. W. HOPKINS.	

November 1, 1866.

RESOLUTION

To authorize the grading of Courtland street and Juniata avenue.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to grade to the established grade of the City, Courtland street from Broad street to Old York road, at a cost not exceeding one hundred and sixty-eight dollars and seventy-five cents; and Juniata avenue from Fifteenth street to the Old York road, at a cost not exceeding five hundred dollars.

APPENDIX No. 128.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petitions for paving Sixteenth, Twenty-second, Caven, and Beach streets, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	GEO. A. SCHAFER,
CHAS. THOMSON JONES,	DANIEL P. RAY,
ROBERT ARMSTRONG,	A. L. HODGDEN.
J. W. HOPKINS.	

November 1, 1866.

RESOLUTION

To authorize the paving of Sixteenth, Twenty-second, Caven, and Beach street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to enter into contracts with competent pavers, who shall be selected by a majority of the owners of property fronting on the following streets, for the paving thereof, viz.: Sixteenth street, from Master street to Columbia avenue; Twenty-second street, from Oxford street to Ridge avenue; Caven street, from Hamilton street to Pennsylvania avenue; and Beach street, from York street to Cumberland street. The conditions of said contract shall be that the contractors shall collect the cost of paving from the owners of property. And they shall also enter into obligations to the City to keep the streets in good order for three years after the paving is finished.

APPENDIX No. 129.

To the President and Members of
Select and Common Councils of the City of Philadelphia:

GENTLEMEN:—The Committee on Markets would respectfully report the annexed Ordinance, and ask its adoption.

ENOCH TAYLOR, <i>Ch'n</i> ,	CHARLES THOMSON JONES,
WM. STOKES,	CHAS. M. WAGNER,
JOS. MANUEL,	SAMUEL C. WILLITS,
WILLIAM CALHOUN.	

AN ORDINANCE

Supplementary to an Ordinance to make uniform rules and regulations for the Public Markets, approved twelfth day of December, 1865.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That on and after January 1st, 1867, the person or persons occupying or using any of the stalls or stands in the Public Market Houses of the City

for the purpose of cooking, or for the sale of cooked victuals of any description, unless by special permission from the Commissioner of Markets; and any person or persons violating the provisions of this Ordinance shall forfeit the stall or stalls to the City, together with the rent paid thereon, and the Commissioner shall proceed to rent said stalls to other parties.

SEC. 2. That so much of the Ordinance, to which this is a supplement, as provides a penalty of twenty dollars, be and the same is hereby repealed, and that on and after the passage of this Ordinance the same shall be five dollars.

APPENDIX No. 130.

To the President and Members of
Select and Common Councils of the City of Philadelphia:

GENTLEMEN:—The Committee on Markets, to whom was referred the petitions of citizens of the northwestern portion of the city, asking for additional market accommodations, by the erection of another Market House on Girard avenue, below Tenth street, to be set apart exclusively for farmers, for the sale of farm produce, which, in the judgment of your Committee, would be a great convenience to the citizens in that locality, and would increase the revenue of the markets already erected in that vicinity, would report the annexed Ordinance, and ask its adoption.

ENOCH TAYLOR, <i>Ch'n</i> ,	CHAS. M. WAGNER,
WM. STOKES,	SAMUEL C. WILLITS,
CHARLES THOMSON JONES,	WM. F. SMITH,
WILLIAM CALHOUN.	

AN ORDINANCE

To authorize the erection of an additional Market House on Girard avenue for the use of Farmers.

SECTION 1. *The Select and Common Councils of the City of Philadelphia, do ordain*, That the Commissioner of Markets be and is hereby authorized and instructed to have erected, under the supervision of the Committee on

Markets, an additional Market House on Girard avenue, between Seventh and Franklin streets, similar to those already erected on said street for the exclusive use of farmers, the rents of the same to be arranged by the Committee on Markets, in conjunction with the Commissioner.

SEC. 2. That the sum of four thousand and two hundred dollars be and is hereby appropriated to defray the expenses thereof; and that warrants for the same be drawn by the Commissioner of Markets, in conformity with existing Ordinances.

A P P E N D I X N o . 131.

COMMITTEE ROOM,
PHILADELPHIA, *November 1st, 1866.*

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Trusts and Fire, to whom was referred the communication from the Fame Hose Company, notifying the Chief Engineer that the Company had retired from active service, beg leave to present the accompanying resolution in connection with the said matter, and ask its adoption.

GEO. W. NICKEL, <i>Ch'n</i> ,	JOSEPH B. HANCOCK,
WM. PALMER,	JOHN A. SHERMER,
JOHN BARDSLEY,	H. MARCUS,
	CHAS. M. WAGNER.

RESOLUTION

Relative to the withdrawal of the "Fame Hose Company" from active service.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Engineer of the Fire Department be and he is hereby instructed to erase the name of

the Fame Hose Company from the list of companies composing the Fire Department, in compliance with the notification emanating from the said Company.

APPENDIX No. 132.

AN ORDINANCE

To make an appropriation to pay Samuel Sweeny, Assessor of the Second Ward, for extra services.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of three hundred dollars be and the same is hereby appropriated to Samuel Sweeny, Assessor of the Second Ward, for services rendered by him in re-assessing the Second Ward, under the direction of the Court of Common Pleas, and the warrant for the same shall be drawn by the City Commissioners.

APPENDIX No. 133.

To the President and Members of Common Council :

GENTLEMEN :—In response to your resolution of instruction to the Commissioner of City Property, relative to the amount of rentals received from hall Frankford road and York street, and Spring Garden Hall, per annum, I have the honor to submit the following :

The hall Frankford road and York street is rented to John Mullineau, Esq., at the rate of two hundred (\$200) dollars per annum.

SPRING GARDEN HALL.—The *first floor* of this building is occupied as an office by the Trustees of the Philadelphia Gas Works, from which is received the amount of two hundred and fifty (\$200) dollars per annum.

Second Floor.—This story is occupied by Wm. W. Campbell, Esq., which is used as a church, from which is received the amount of six hundred (\$600) dollars per annum.

Third Floor.—This story was occupied by B. H. Brown, Esq., to November 1st, 1866, at the rate of four hundred (\$400) per annum, at which time the same was transferred to the National Union Club of the Fourteenth Ward, who now occupy the room at the same rate paid by Mr. Brown, viz., four hundred (\$400) dollars per annum.

The lower portion of the hall is used as a Police Station House, from which is received no rent.

Hoping this may meet with your earnest consideration, I have the honor to be your obedient servant,

CHARLES DIXEY,

Commissioner of City Property.

November 8, 1866.

A P P E N D I X No. 134.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred the communication from Richard Peltz, Receiver of Taxes, submitting the names of his sureties, report that they are satisfied as to the sufficiency of the sureties, and recommend the passage of the annexed resolution to approve the sureties of Richard Peltz, Receiver of Taxes elect.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEX. J. HARPER,
H. C. HARRISON,	A. L. HODGDON,
JAMES F. DILLON,	SAML. W. CATTELL,
S. G. KING,	JOSHUA SPERING,
A. M. FOX,	JAS. A. FREEMAN.

November 8, 1866.

RESOLUTION

Approving the sureties of Richard Peltz, Receiver of Taxes elect.

Resolved by the Select and Common Councils of the City of Philadelphia, That J. Henry Askin and William P. Hamm are hereby approved as the sureties of Richard Peltz, Receiver of Taxes elect, and the City Solicitor is hereby directed to prepare the proper bond with warrant of attorney for said parties to execute, and to cause a judgment to be entered thereon. And further, to file agreements of

record that the lien of the judgment entered in pursuance of said warrant of attorney shall only operate against the respective properties submitted to the Committee on Finance by the said sureties; that is to say, the lien of the judgment against J. Henry Askin shall only operate on and against the following described premises, viz.: Lot of ground whereon is erected the house numbered 631 Walnut street, in the Fifth Ward; lot or piece of ground whereon is erected the premises numbered 3701 and 3703 Baring street; and the lot or piece of ground whereon is erected premises numbered 3219, 3221, 3223, and 3225 Market street, in the Twenty-fourth Ward. And that the lien of the judgment against William P. Hamm shall only operate on and against the following described premises, viz.: Lots or pieces of ground whereon are erected premises numbered 3700, 3702, 3704, 3706, 3714, 3716, 3718, 3720, 3722, 3724, and 3726 Baring street, in the Twenty-fourth Ward.

APPENDIX No. 135.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance, to whom was referred a resolution to release a certain property of Henry Schell from the lien of a certain judgment, report the same back and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEX. J. HARPER,
II. C. HARRISON,	SAML. W. CATTELL,
JAMES F. DILLON,	A. L. HODGDON,
S. G. KING,	JOSHUA SPERING,
A. M. FOX,	JAS. W. FREEMAN.

November 8, 1866.

RESOLUTION

To release a certain property of Henry Schell from the lien of a certain judgment.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor is hereby authorized to release from the lien of a judgment entered on the

official bond of William M. Wilson, supervisor of the Eleventh and Twelfth Wards (D. C., D. S. B., March T. 1865, No. 85,) the following described property of Henry Schell, that is to say, all that certain three-story brick messuage or tenement and lot or piece of ground situate on the north side of Lemon street, at the distance of 72 feet 2 inches eastward from the east side of Eleventh street, in the Fourteenth Ward of the City of Philadelphia, containing in front on Lemon street 13 feet 2 $\frac{3}{8}$ inches, and extending in length or depth northward on the west line thereof 31 feet 4 inches, and on the east line thereof 31 feet 3 $\frac{3}{8}$ inches, to a two-foot-wide alley leading eastward and communicating with another alley 4 feet, which leads southward into said Lemon street. *Provided* his co-security consent thereto. *And provided further* that the said Henry Schell shall pay to the City Solicitor the sum of ten dollars to defray the expense incurred in the publication of this resolution.

APPENDIX No. 136.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a communication from Wm. C. Johnson, submitting the names of his sureties, report the annexed resolution and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEX. J. HARPER,
H. C. HARRISON,	SAML. W. CATTELL,
JAMES F. DILLON,	A. L. HODGDON,
S. G. KING,	JOSHUA SPERING,
A. M. FOX,	JAS. A. FREEMAN.

November 8, 1866.

RESOLUTION

Approving the sureties of William C. Johnson, Supervisor of the Twenty-second Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That Alfred C. Harmer and John J. Crout are hereby approved as sureties of William C. Johnson,

Supervisor of the Twenty-second Ward; and the City Solicitor is hereby directed to prepare bonds with warrants of attorney for said parties to execute, and to have judgments entered thereon. And further, to file an agreement of record that the lien of the judgment entered in pursuance of said warrant of attorney against Alfred C. Harmer shall only operate on and against the following described premises, viz.: lot or piece of ground, with the buildings and improvements thereon erected, situate on the corner of Chew street and Shoemaker's lane, in the Twenty-second Ward.

APPENDIX No. 137.

RESOLUTION

To amend the resolution approved November 2, 1866, entitled a "Resolution to enter satisfaction on the official bond of Wm. J. P. White, Register of Water Rents."

Resolved by the Select and Common Councils of the City of Philadelphia, That on the execution of a judgment bond in the usual form by W. J. P. White, Register of Water Rents, together with George W. Simmons and Clotilda E. White, binding themselves as his sureties from the first day of March, A. D. 1864, the City Solicitor be directed to enter satisfaction on the judgment already entered against said William J. P. White and his sureties, (D. C., D. S. B. March Term, 1864, No. 38.) And the resolution approved November 2, 1866, is amended accordingly.

APPENDIX No. 138.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred a communication from William A. Thorp, asking for the release of a certain property, report the annexed resolution to release a certain property of Joshua A. Thorp

from the lien of a certain judgment, and recommend its passage.

JOSEPH F. MARCER, <i>Cl'n</i> ,	A. H. FRANCISCUS,
JOSHUA SPERING,	H. C. HARRISON,
JAS. A. FREEMAN,	ALEX. J. HARPER,
ALEXANDER M. FOX.	

November 8, 1866.

RESOLUTION

To release a certain property of Joshua Thorp from the lien of a certain judgment.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be and he is authorized hereby to release from the lien and operation of a judgment entered on the official bond of William A. Thorp, Collector of Outstanding Taxes, (D. C., D. S. B., March, 1865, No. 29,) the following described property of Joshua Thorp; that is to say, all that certain lot or piece of ground composed of two contiguous lots, marked and numbered on a certain plan of lots made for Joshua Pearce, Nos. 30 and 31, situate on the southeasterly side of Penn street, in Frankford, beginning at the distance of one hundred and thirty-six feet northeast of Orthodox street, containing in front on Penn street thirty-six feet, and in depth southeast between parallel lines about one hundred and nineteen feet to ground sold to Margaret H. Taylor. *Provided*, that the co-security agree thereto, and that the said Joshua Thorp pay to the City Solicitor for the use of the City the sum of ten dollars to defray the expenses of the publication of this resolution. *And provided further*, that in the opinion of the City Solicitor the interests of the City will not be prejudiced by this release.

APPENDIX No. 139.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance report the annexed Ordinance to make an appropriation to the De-

partment of the Receiver of Taxes for the year 1867, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	SAML. W. CATTELL,
II. C. HARRISON,	A. S. HODGDON,
A. M. FOX,	JOSHUA SPERING,
JAS. A. FREEMAN.	

November 8, 1866.

AN ORDINANCE

To make an appropriation to the Receiver of Taxes for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirty-five thousand five hundred (\$35,500) dollars be and the same is hereby appropriated to the Department of the Receiver of Taxes for the expenses of the year one thousand eight hundred and sixty-seven, as follows:

For Salaries.

Item 1. Of the Receiver of Taxes, twenty-five hundred (\$2,500) dollars.

Item 2. Of the Chief Clerk, one thousand five hundred (\$1,500) dollars.

Item 3. Of seventeen Clerks and one Messenger, seventeen thousand eight hundred (\$17,800) dollars.

General Expenses.

Item 4. For advertising delinquent tax-payers, fifteen hundred (\$1,500) dollars: *Provided*, That said advertising shall not be done in more than two newspapers, and the Controller shall countersign no warrant exceeding fifteen cents for all advertising of each name in any one Ward, as directed by the Act of March 22, 1862.

Item 5. For blank books and stationery, one thousand five hundred (\$1,500) dollars.

Item 6. For printing bills, notices, and advertising, two thousand (\$2,000) dollars.

Item 7. For incidental expenses, eight hundred (\$800) dollars.

Item 8. For advertising liens for taxes, one thousand (\$1000) dollars: *Provided*, The Controller shall countersign no warrant on this item, except he shall find that said advertisement shall have been inserted in only two newspapers, at a charge not exceeding seventy-five cents in each case.

Item 9. For Prothonotary's costs, one thousand (\$1000) dollars: *Provided*, The Controller shall countersign no warrant on this item, except the charges shall be, for filing the lien seventy-five cents; for the writ of *scire facias*, including the National tax, two dollars; and for the satisfaction of a lien before writ is issued thirteen cents, and after writ issued two dollars and twenty-five cents.

Item 10. For sheriff's costs, three thousand (\$3000) dollars.

Item 11. For surveys for liens, four hundred (\$400) dollars: *Provided*, The Controller shall countersign no warrant drawn on this item for a charge exceeding fifty cents for each survey.

Item 12. For compensation of Receiver of Taxes of the Twenty-third Ward, two thousand five hundred (\$2500) dollars: *Provided*, The Controller shall countersign no warrant drawn on this item, except at the rate of two and a half per cent. of all moneys received by the said Receiver during the current year, for which the same shall have been levied according to the provisions of an Act approved April 30, 1864; and warrants shall be drawn by the Receiver of Taxes in conformity with existing Ordinances.

APPENDIX No. 140.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance, to whom was referred a "communication from the Inspectors of the County Prison," setting forth the largely increased number of prisoners, the increase in price of provisions, and of every article consumed in prison; that the estimates for the year 1866 were made in May, 1865, when the prices were far below the present rates for all necessaries; and that they

are compelled to ask a further appropriation, report the annexed "Supplement to an Ordinance to make an appropriation to the Inspectors of the County Prison for the year 1866, approved February 2, 1866," and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. H. FRANCISCUS,
JOSHUA SPERING,	H. C. HARRISON,
JAS. A. FREEMAN,	ALEX. J. HARPER,
ALEXANDER M. FOX.	

November 8, 1866.

A SUPPLEMENT

To an "Ordinance to make an appropriation to the Inspectors of the County Prison for the year 1866," approved February 2, 1866.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the further sum of twelve thousand five hundred dollars be and the same is hereby appropriated to the Inspectors of the County Prison for the expenses of the year 1866, the said appropriation to be applied as follows, to

Item 1. For wheat, rye and corn meal, five thousand six hundred dollars.

Item 2. For beef, mutton and pork, two thousand dollars.

Item 17. For clothing and bedding, three thousand dollars.

Item 18. For lumber, brass cocks, tin, paint, glass, iron, hardware and repairs generally, seven hundred dollars.

Item 19. For gas, two hundred dollars.

Item 33. For supplies and subsistence, (Debtors' Apartment,) four hundred dollars.

Item 38. For shoe findings, lumber for boxes, broken glass, &c., (Manufacturing Department), six hundred dollars.

APPENDIX No. 141.

To the Select and Common Councils
of the City of Philadelphia.

GENTLEMEN:—Your Committee on Highways, to whom was referred the petition for grading Franklin street from Columbia avenue to Montgomery street, respectfully report, that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	ROBERT ARMSTRONG,
THOMAS LITTLE,	DANIEL P. RAY,
CHARLES THOMSON JONES,	THOS. A. BARLOW,
J. W. HOPKINS.	

RESOLUTION

To authorize the grading of Franklin street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized to grade to the established grade of the city Franklin street from Columbia avenue to Montgomery street, at a cost not exceeding the sum of one thousand dollars.

APPENDIX No. 142.

DEPARTMENT OF SURVEYS, OFFICE OF CHIEF ENGINEER
AND SURVEYOR

Philadelphia, Nov. 6th, 1866.

HIRAM MILLER, ESQ.,

Chairman Committee on Highways:

DEAR SIR:—Apsley street from Germantown avenue to Pulaski avenue has been dedicated to public use.

Yours, &c.,

GEO. STURGIS,

Recording Clerk Department of Surveys.

Deed upon record.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petition for grading Apsley street, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	DANIEL P. RAY,
THOMAS LITTLE,	CHAS. THOMSON JONES,
ROBERT ARMSTRONG,	THOMAS A. BARLOW,
J. W. HOPKINS.	

RESOLUTION

To authorize the grading and culverting of Apsley street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to grade Apsley street from Germantown avenue to Pulaski avenue to the established grades of the city, and do the necessary culverting thereon, at a cost not exceeding the sum of thirteen hundred dollars.



APPENDIX No. 143.

AN ORDINANCE

To make an appropriation to the Department of Highways to erect a footway on the north side of Gray's Ferry bridge.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of three thousand dollars be and the same is hereby appropriated to the Department of Highways, Bridges, Sewers, &c., to defray the expenses of the erection of a footway on the north side of Gray's Ferry bridge, as authorized by a resolution approved October 13th, 1866.



APPENDIX No. 144.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Police, to whom was referred the annexed communication from the Calvary Methodist Episcopal Church, would respectfully report that they have considered the same, and submit the annexed Ordinance, recommending its passage.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	JOSEPH B. HANCOCK,
WM. J. POLLOCK,	NICHOLAS SHANE,
JOHN C. MARTIN,	G. W. MACTAGUE,
SAML. W. CATTELL.	

November 8, 1866.

AN ORDINANCE

To grant permission to Calvary Methodist Episcopal Church to erect wooden buildings adjoining their church edifice.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby granted to Calvary Methodist Episcopal Church to erect a wooden building adjoining their church edifice, on Twenty-first street, below Jefferson, in the Twentieth Ward. *Provided*, that said Calvary Methodist Episcopal Church shall remove the same whenever required to do so by Councils, and that they shall also pay to the City Treasurer, for the use of the City, the sum of twenty-five dollars, to defray the expenses incurred in the publication of this Ordinance. All Ordinances or parts of Ordinances to the contrary hereof notwithstanding.

APPENDIX No. 145.

To the Common Council
of the City of Philadelphia :

GENTLEMEN :—The Committee on Police of Common Council, to whom was referred resolution from Select Council to discharge Special Committee, report the same back as committed, and recommend its passage.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	JOHN C. MARTIN,
G. W. MACTAGUE,	S. H. COLEHOWER,
NICHOLAS SHANE.	

November 8, 1866.

APPENDIX No. 146.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Police, to whom was referred the bill, entitled “A Further Supplement to an ordinance, entitled ‘An Ordinance to reorganize the Police Department of the City of Philadelphia,’ approved November 15, 1855, which provides for adding two hundred men to the present police force, respectfully report that they have considered the same and do not deem it advisable, at the present time, to increase the force more than one hundred men; and have, therefore, amended the bill accordingly, which they submit hereto annexed and recommend its passage.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	JOSEPH B. HANCOCK,
E. A. SHALLCROSS,	NICHOLAS SHANE,
JOHN C. MARTIN,	G. W. MACTAGUE,
WM. J. POLLOCK,	SAML. W. CATTELL.

A FURTHER SUPPLEMENT

To an Ordinance, entitled “An Ordinance to reorganize the Police Department of the City of Philadelphia,” approved November 15, 1855.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That from and after the first day of January, A. D. 1867, one hundred men shall be added to the police force of the City of Philadelphia, as authorized by the provisions of existing ordinances, and they shall be distributed among the respective police districts as the Mayor shall from time to time direct.

APPENDIX No. 147.

AN ORDINANCE

To change the boundaries of the First, Second, Seventh, Tenth, and Eleventh Police Districts, to abolish the Seventeenth Police District, and to locate Station Houses therein.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the First Police District shall comprise all that portion of the City of Philadelphia con-

tained in the Twenty-sixth Ward, and all those portions of the First, Second, Third, and Fourth Wards west of Tenth street, and the Station House shall be at the northeast corner of Twentieth and Fitzwater streets. The Second Police District shall comprise all those portions contained in the First, Second, Third, and Fourth Wards east of Tenth street, and the Station House shall be at the Southwark Hall. The Seventh Police District shall comprise all that portion contained in the Eleventh, Twelfth, and Sixteenth Wards, and the Station House shall be on the west side of St. John street above Buttonwood street. The Tenth Police District shall comprise all that portion contained in the Seventeenth and Eighteenth Wards, and all that portion of the Nineteenth Ward south of Susquehanna avenue, Otis, and Norris streets, and the Station House shall be at Commissioners Hall, Kensington. The Eleventh Police District shall comprise all that portion contained in the Twenty-fifth Ward, and all that portion of the Nineteenth Ward north of Susquehanna avenue, Otis, and Norris streets, and the Station House shall be at Richmond Hall. And so much of all Ordinances or parts of Ordinances as is inconsistent herewith be and the same is hereby repealed.

APPENDIX No. 148.

AN ORDINANCE

To make an additional appropriation to pay for the expenses of repairing various Police Station Houses of the City of Philadelphia.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the further sum of twenty-five hundred dollars is hereby appropriated to the Police Department to pay for repairs made to the various Station Houses of the City of Philadelphia. And the work shall be done under the supervision of the Committee on Police, and Warrants for the payment of the same shall be drawn by the Mayor, upon the Committee on Police certifying that the work has been done to their satisfaction.

APPENDIX No. 149.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Joint Special Committee appointed to inquire into and report upon the best plan for the disposition of those persons who are committed to prison for small offenses, respectfully report, that before considering the subject they invited the Board of Guardians of the Poor and the County Prison Inspectors to send committees from their respective bodies to deliberate with them, and your Committee were attended by Messrs. Jas. D. Brown, John M. Whittall, Frederick A. Server, Joseph B. Townsend, and George Erety, of the Board of Guardians of the Poor, and Hon. Joseph R. Chandler and Hon. John Robbins, Jr., Inspectors of the County Prison. After giving the subject as thorough an examination as we were enabled to do, without having visited institutions in other cities erected for that purpose, we have come to the unanimous conclusion that a suitable House of Correction is imperatively required for the purpose, which should be capacious enough to receive as well the class of persons designated in the resolution under which we are acting, as also such able-bodied persons of both sexes who, by leading vicious or dissipated lives, become inmates of the Almshouse. The Committee do most earnestly recommend that Councils proceed without delay to construct such an institution, and empower this Committee to make investigation as to the best location for such an institution, its probable cost, and to furnish such other information on the subject as will enable Councils to act in the premises. They therefore submit the annexed resolution, and ask its adoption.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	W. F. SMITH,
A. L. HODGDON,	C. E. KAMERLY,
H. MARCUS,	GEO. HETZELL,
THOS. A. BARLOW,	H. C. ORAM,
H. C. HARRISON.	

November 8, 1866.

RESOLUTION

Relative to the Joint Special Committee on House of Correction.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Joint Special Committee on House of Correction be authorized and directed to make investigation as to the best location for a House of Correction, its probable cost, and to obtain such other information on the subject as will enable Councils to act in the premises.

Resolved, That the Finance Committee be directed to include in the annual appropriation to the Police Department for the year 1867 the sum of one hundred thousand dollars, for the purpose of erecting a suitable House of Correction, to be expended under the supervision of the Mayor and a Committee of Councils.

APPENDIX No. 150.

RESOLUTION

Of Request of the Board of Revision.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Board of Revision be and they are hereby requested to furnish to the Councils of the City an accurate list of the properties, together with their location, exempt from municipal tax, in the City of Philadelphia, together with the value thereof and with such information as they may possess concerning the same.

APPENDIX No. 151.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the estimates of the Water Department for 1867, respectfully report that they have carefully considered the same, and find them less than last year. They, therefore, submit the annexed Ordinance, making an appropriation to the Water Department for the expenses of the year 1867. and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	H. C. HARRISON,
JAS. A. FREEMAN,	W. J. POLLOCK,
SAMUEL W. CATTELL,	A. L. HODGDON,
A. M. FOX,	ALEX. J. HARPER,
A. H. FRANCISCUS,	JOSHUA SPERING.

November 13th, 1866.

AN ORDINANCE

To make an appropriation to the Department for supplying the City with
Water for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of three hundred and thirty-one thousand nine hundred and fifty (331,950) dollars be and the same is hereby appropriated to defray the expenses of the Department for supplying the City with Water for the year 1867, as follows:

Item 1. For salary of Chief Engineer, four thousand (4,000) dollars.

Item 2. For salary of Register, two thousand (2,000) dollars.

Item 3. For salaries of Chief Clerk and seven Permit Clerks, eight thousand two hundred (8,200) dollars.

Item 4. For salaries of eight Inspectors, six thousand four hundred (6,400) dollars.

Item 5. For salaries of four Purveyors and one Messenger, four thousand (4,000) dollars.

Item 6. For salaries of Clerk and Draughtsman at Engineers' office, two thousand (2,000) dollars.

Item 7. For salaries of two Engineers at Fairmount Works, nineteen hundred (1,900) dollars.

Item 8. For salaries of four Assistant-Engineers at Fairmount Works, two thousand four hundred (2,400) dollars.

Item 9. For salary of Watchman at Fairmount Works, six hundred (600) dollars.

Item 10. For salary of one Engineer at Delaware Works, one thousand (1,000) dollars.

Item 11. For salaries of one Engineer and six Firemen at Delaware Works for one hundred and fifty days, two thousand three hundred (2,300) dollars.

Item 12. For salaries of two watchmen at Delaware Works, twelve hundred (1,200) dollars.

Item 13. For salaries of two Engineers at Schuylkill Works (with houses), one thousand eight hundred (1,800) dollars.

Item 14. For salaries of two Assistant-Engineers at Schuylkill Works, twelve hundred (1,200) dollars.

Item 15. For salaries of eight Firemen at Schuylkill Works, four thousand eight hundred (4,800) dollars.

Item 16. For salary of one Watchman at Schuylkill Works (with house), five hundred (500) dollars.

Item 17. For salaries of two Engineers and four Firemen at Twenty-fourth Ward Works, four thousand four hundred (4,400) dollars.

General Expenses.

Item 18. For books, stationery, advertising, printing, and posting, two thousand (2,000) dollars.

Item 19. For fuel for offices, ground-rents, cleansing, incidentals, &c., fifteen hundred (1,500) dollars.

Item 20. For coal at Fairmount Works, one thousand (1,000) dollars.

Item 21. For coal at Delaware Works, fifteen thousand (15,000) dollars.

Item 22. For coal at Schuylkill Works, fifteen thousand (15,000) dollars.

Item 23. For coal at Twenty-fourth Ward Works, ten thousand (10,000) dollars.

Item 24. For wood for all the Works, one hundred (100) dollars.

Item 25. For tallow, oil and gas at Fairmount Works, two thousand (2,000) dollars.

Item 26. For tallow, oil and fluid at Delaware Works, four hundred (400) dollars.

Item 27. For tallow, oil and gas at Schuylkill Works, one thousand (1,000) dollars.

Item 28. For tallow, oil and fluid at Twenty-fourth Ward Works, four hundred (400) dollars.

Item 29. For small stores, tools, red and white lead, gum, hemp, emery, &c., twenty-five hundred (2,500) dollars.

Item 30. For repairs at Fairmount Works, six thousand (6,000) dollars.

Item 31. For repairs at Delaware Works, twenty-five hundred (2,500) dollars.

Item 32. For repairs at Schuylkill Works, three thousand (3,000) dollars.

Item 33. For repairs at Twenty-fourth Ward Works, twenty-five hundred (2,500) dollars.

Item 34. For keeping grounds in order, three thousand (3,000) dollars.

Item 35. For keeping pipes, plugs, stops and fixtures in good order, seventeen thousand five hundred (17,500) dollars.

Item 36. For keeping building, grounds and reservoirs in good order, nineteen thousand (19,000) dollars.

Item 37. For the purchase of iron pipes, fire-plugs, stop-cocks, lead, brass castings, iron castings and other fixtures and materials connected with the laying of pipes, setting of plugs and stops, one hundred thousand (100,000) dollars.

Item 38. For labor in laying pipes, setting and fitting fire-plugs, stop-cocks, &c., fifty thousand (50,000) dollars.

Item 39. For drilling and making new attachments, five thousand six hundred (5,600) dollars.

Item 40. For iron railing at Fairmount, one thousand (1,000) dollars.

Item 41. For carriage-hire, five hundred (500) dollars.

Item 42. For surveys for a better supply of water, ten thousand (10,000) dollars.

Germantown Water Works.

Item 43. For salaries of two Engineers, Watchman and Inspector, three thousand one hundred and fifty (3,150) dollars.

Item 44. For repairs, eight hundred (890) dollars.

Item 45. For oil, tallow and small stores, two hundred and fifty (250) dollars.

Item 46. For coal, seven thousand eight hundred (7,800) dollars.

Provided, That the coal to be furnished to the Works other than the Delaware Works shall be Schuylkill, to be purchased from miners and shippers only. *And provided further*, That the contract for all supplies shall be awarded to the lowest bidder, after advertisements for proposals, and that all expenditures for repairs shall be made with the approval of the Committee on Water.

And warrants shall be drawn by the Chief Engineer, in conformity with existing ordinances.

A P P E N D I X N o . 1 5 2 .

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred the estimates of the Board of Revision for 1867, respectfully report that they have considered the same, and submit the annexed Ordinance, making an appropriation to the Board of Revision for expenses of 1867, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	H. C. HARRISON,
JAS. A. FREEMAN,	WM. J. POLLOCK,
SAML. W. CATTELL,	A. L. HODGDON,
A. M. FOX,	ALEX. J. HARPER,
A. H. FRANCISCUS,	JOSHUA SPERING.

November 15, 1866.

AN ORDINANCE

To make an appropriation to the Board of Revision for the expenses of the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of seven thousand two hundred and fifty dollars be and the same is

hereby appropriated to pay the expenses of the Board of Revision for the year 1867, as follows:

1. To pay salaries of members of Board of Revision, four thousand dollars.

2. To pay for printing and advertising notice of appeal to tax-payers, two hundred dollars.

3. To pay for printing forms, stationery, &c., three hundred dollars.

4. To pay for expenses of Clerk hire, Messenger and office, twenty-seven hundred and fifty dollars.

And warrants for the same shall be drawn by the Chief Engineer and Surveyor, in conformity with existing ordinances.

A P P E N D I X N o . 1 5 3.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred the “report of the Joint Special Committee on House of Correction, with Resolutions annexed,” report that they are fully satisfied of the necessity for a House of Correction in this City, and believe that such an institution would materially aid in the administration of justice.

The Committee would recommend that Councils make an appropriation of one hundred thousand dollars for the erection of a House of Correction, said appropriation to be included in one of the annual appropriation bills, with a proviso “that said sum be reimbursed from a loan to be created.”

In order, therefore, that the Special Committee may proceed with their labors in the premises, we would further recommend that the annexed report and resolutions be re-committed to the Joint Special Committee on House of Correction.

JOSEPH F. MARCER, <i>Ch'n</i> ,	H. C. HARRISON,
JAS. A. FREEMAN,	WM. J. POLLOCK,
SAML. W. CATTELL,	A. L. HODGDON,
A. M. FOX,	ALEX. J. HARPER,
A. H. FRANCISCUS,	JOSHUA SPERING.

November 15, 1866.

A P P E N D I X N o . 154.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petition to pave Judson and Martin streets, respectfully report that they considered the same, and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	WM. F. SMITH,
J. W. HOPKINS,	A. L. HODGDON,
THOS. A. BARLOW,	CHAS. THOMSON JONES,
THOMAS LITTLE.	

RESOLUTION

To authorize the paving of Judson and Martin streets.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to enter into contracts with competent pavers, who shall be selected by a majority of the owners of property fronting on the following named streets, for the paving thereof, to wit : Judson street from Brown to Parrish streets, and Martin street from Fitzwater to Catharine streets, west of Nineteenth street. The conditions of said contracts shall be that the contractors shall collect the cost of paving from the owners of property ; and shall also enter into obligations to the City to keep said streets in good order for three years after the paving is finished.

A P P E N D I X N o . 155.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petition for grading Judson street, respectfully report, that they have considered the same, and sub-

mit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	WM. F. SMITH,
J. W. HOPKINS,	A. L. HODGDON,
THOS. A. BARLOW,	CHAS. THOMSON JONES,
THOMAS LITTLE.	

RESOLUTION

To authorize the grading of Judson street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to grade to the established grade of the City, Judson street from Brown to Parrish streets, at a cost not exceeding the sum of one hundred and thirty-two dollars.

A P P E N D I X N o . 1 5 6 .

RESOLUTION

Directing the appointment of a Joint Committee to confer with the Board of Revision.

Resolved by the Select and Common Councils of the City of Philadelphia, That a Joint Committee of three members of each Chamber (who shall be members of the Committee on Finance) be appointed for the purpose of conferring with the Board of Revision, as to the measures necessary for the proper equalization of the assessments of the real estate of the City.

A P P E N D I X N o . 1 5 7 .

RESOLUTION

To grant permission to Robert Adams, Jr., to construct a turn-out.

Resolved by the Select and Common Councils of the City of Philadelphia, That permission is hereby granted to Robert Adams, Jr., to lay a turn-out from his property on Canal

street along said street, to connect with the North Pennsylvania Railroad: *Provided*, the same shall be constructed to the satisfaction of the Chief Engineer and Surveyor.

A P P E N D I X N o . 1 5 8 .

RESOLUTION

Discharging the Committee on Trusts and Fire from the consideration of a certain subject.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee of Trusts and Fire be and are hereby discharged from the further consideration of the subject of re-districting the Fire districts, and the same is hereby referred to the Special Committee appointed for the purpose of revising the Fire Department.

A P P E N D I X N o . 1 5 9 .

RESOLUTION

Of Instruction to the Chief Commissioner of Highways.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby directed to notify all property owners to at once repave all broken or unsafe footways in front of their respective properties; and in case they refuse to comply within ten days after proper notice, then the Chief Commissioner is hereby instructed to have the necessary repairs done at their expense.

APPENDIX No. 160.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the Estimates of the City Commissioners for the year 1867, respectfully report that they have carefully considered the same, and submit the annexed Ordinance to make an appropriation to the City Commissioners for the year 1867, and recommend its passage.

JOSEPH F. MARCER, *Ch'n*,

JAMES F. DILLON,

JAS. A. FREEMAN,

A. H. FRANCISCUS,

A. L. HODGDON,

S. G. KING,

SAM'L W. CATTELL,

JOSHUA SPERING,

ALEX. J. HARPER,

A. M. FOX.

November 22, 1866.

AN ORDINANCE

To make an appropriation to the City Commissioners for the expenses of
the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two hundred and thirty-seven thousand six hundred and ninety-five (237,695) dollars and twenty-five (25) cents be and the same is hereby appropriated to the City Commissioners for the expenses of the year eighteen hundred and sixty-seven, as follows :

Supreme Court.

Item 1. To pay six officers, four thousand six hundred and ninety-five (4,695) dollars.

Item 2. To pay jurors, three thousand (3,000) dollars.

Item 3. To pay jurors for the years 1865 and 1866, one hundred and fifty (150) dollars.

District Court.

Item 4. To pay six officers, five thousand six hundred and thirty-four (5,634) dollars.

Item 5. To pay jurors, ten thousand (10,000) dollars.

Item 6. To pay jurors for the years 1865 and 1866, two hundred and fifty (250) dollars.

Common Pleas.

Item 7. To pay five officers, four thousand six hundred and ninety-five (4,695) dollars.

Item 8. To pay jurors, three thousand (3,000) dollars.

Item 9. To pay jurors for the years 1865 and 1866, one hundred and seventy-five (175) dollars.

Item 10. To pay auditors appointed by the Court to audit the accounts of County officers, two hundred (200) dollars.

Quarter Sessions.

Item 11. To pay seventeen officers, sixteen thousand and forty-one (16,041) dollars and twenty-five (25) cents.

Item 12. To pay petit jurors, eight thousand five hundred (8,500) dollars.

Item 13. To pay petit jurors for the years 1865 and 1866, five hundred (500) dollars.

Item 14. To pay grand jurors, four thousand (4,000) dollars.

Item 15. To pay road jurors, one thousand (1,000) dollars.

Item 16. To pay road jurors for the year 1866, one hundred (100) dollars.

Item 17. To pay witness fees, six hundred (600) dollars.

Item 18. To pay witness fees for the year 1866, fifty (50) dollars.

Item 19. To pay interpreter to the Court and jurors, six hundred (600) dollars.

Item 20. For meals for jurors, fifteen hundred (1,500) dollars.

Item 21. For expenses attending the arrest of fugitives from justice, two hundred (200) dollars.

Item 22. For carriage-hire for grand jurors, three hundred (300) dollars.

Item 23. For fees of District Attorney, fourteen thousand five hundred (14,500) dollars.

Item 24. For fees of Clerk of Quarter Sessions, ten thousand five hundred (10,500) dollars.

Item 25. For fees of Sheriff, six thousand (6,000) dollars.

Item 26. For fees of Coroner and salary of Coroner's clerk, twelve thousand (12,000) dollars.

Item 27. To pay salary of the Clerk of the Board of Jurors, seven hundred (700) dollars.

Item 28. For compensation of assistant and stationery, two hundred (200) dollars.

Item 29. For miscellaneous expenses of the several Courts, three hundred (300) dollars.

Item 30. To pay Pennsylvania State Lunatic Hospital for board of persons placed there by order of the Court, five thousand five hundred (5,500) dollars.

Item 31. To pay Inspectors of the Eastern Penitentiary for the expenses of prisoners of Philadelphia, seven thousand (7,000) dollars.

Item 32. To pay the Managers of the House of Refuge in equal quarterly payments, thirty thousand (30,000) dollars.

Charities.

Item 33. To the Northern Home for Friendless Children, in equal quarterly payments, one thousand (1,000) dollars.

Item 34. To the Union School and Children's Home, in equal quarterly payments, one thousand (1,000) dollars.

Item 35. To St. Vincent's Home, in equal quarterly payments, one thousand (1,000) dollars.

Item 36. To St. John's Orphan Asylum, in equal quarterly payments, one thousand (1,000) dollars.

Item 37. To St. Joseph's Society for Educating and Maintaining Poor Orphan Children, in equal quarterly payments, five hundred (500) dollars.

Item 38. To the Western Provident Society and Children's Home, in West Philadelphia, in equal quarterly payments, five hundred (500) dollars.

Elections.

Item 39. To pay officers of the election for the year 1867, twelve thousand (12,000) dollars.

Item 40. To pay return judges, clerks and messengers for the October election of 1867, three hundred and twenty (320) dollars.

Item 41. For ballot-boxes for the October election of 1867, three hundred (300) dollars.

Item 42. For stationery, blanks and printing, required by the officers of election for 1867, three thousand (3,000) dollars.

Item 43. For recording the October election, sixty (60) dollars.

Item 44. For rent of rooms in which elections are held, three hundred (300) dollars.

Item 45. For making transcript for election officers, October election, eight hundred and fifty (850) dollars.

Item 46. For distributing the ballot-boxes for the October election, one hundred and fifty (150) dollars.

Item 47. For advertisement of the Sheriff's Proclamation for October election, six hundred and fifty (650) dollars.

Item 48. For printing and posting the Sheriff's Proclamation for October election, three hundred and fifty (350) dollars.

Item 49. For printing and posting the list of assessments, three thousand five hundred (3,500) dollars.

Item 50. For printing and posting the list of extra assessments, one thousand (1,000) dollars.

Item 51. For deficiencies in rent of rooms for holding elections and removing ballot-boxes from the vault for the year 1866, one hundred and fifty (150) dollars.

Militia.

Item 52. For making copy of Militia enrolment list, at three-quarters of a cent per name, five hundred (500) dollars.

Item 53. For copying Militia enrolment book at one cent per name, seven hundred and fifty (750) dollars.

Item 54. For extra clerk hire in holding Militia appeals, one hundred and fifty (150) dollars.

Item 55. For printing, posting, advertising and express charges of Militia enrolment, seventy-five (75) dollars.

Item 56. For blanks, books and stationery incident to making the Militia enrolment, two hundred (200) dollars.

Commissioners.

Item 57. To pay salaries of Commissioners, six thousand (6000) dollars.

Item 58. To pay salaries of clerk and messenger, eighteen hundred (1800) dollars.

Item 59. For postage, advertising and printing, six hundred (600) dollars.

Item 60. For cleansing and office expenses, four hundred (400) dollars.

Item 61. For books and stationery for the office of the City Commissioners, one thousand (1000) dollars.

Item 62. For comparing the tax duplicates, Assessors'

books, clerk hire, and all matters connected therewith, five hundred (500) dollars.

Item 63. For making out, indexing and comparing the twenty-eight tax duplicates for the year 1867, including the calculations and all matters necessary to complete the same, as follows :

First Ward, two hundred (200) dollars.

Second Ward, two hundred and twenty-five (225) dollars.

Third Ward, one hundred and twenty (120) dollars.

Fourth Ward, one hundred and twenty (120) dollars.

Fifth Ward, one hundred and fifty (150) dollars.

Sixth Ward, one hundred and seventy-five (175) dollars.

Seventh Ward, one hundred and seventy-five (175) dollars.

Eighth Ward, one hundred and seventy-five (175) dollars.

Ninth Ward, one hundred and seventy-five (175) dollars.

Tenth Ward, one hundred and seventy-five (175) dollars.

Eleventh Ward, one hundred (100) dollars.

Twelfth Ward, one hundred and ten (110) dollars.

Thirteenth Ward, one hundred and seventy-five (175) dollars.

Fourteenth Ward, one hundred and seventy-five (175) dollars.

Fifteenth Ward, three hundred (300) dollars.

Sixteenth Ward, one hundred and twenty-five (125) dollars.

Seventeenth Ward, one hundred and twenty-five (125) dollars.

Eighteenth Ward, two hundred (200) dollars.

Nineteenth Ward, two hundred and fifty (250) dollars.

Twentieth Ward east, two hundred and fifty (250) dollars.

Twentieth Ward west, one hundred and fifty (150) dollars.

Twenty-first Ward, two hundred and twenty-five (225) dollars.

Twenty-second Ward, two hundred and twenty-five (225) dollars.

Twenty-third Ward, two hundred and seventy-five (275) dollars.

Twenty-fourth Ward, two hundred (200) dollars.

Twenty-fifth Ward, two hundred (200) dollars.

Twenty-sixth Ward, two hundred (200) dollars.

Twenty-seventh Ward, one hundred and fifty (150) dollars.

Item 64. For books and stationery incident to making out

and completing twenty-eight tax duplicates, seven hundred (700) dollars.

Item 65. To pay E. Hexamer for additions to maps in the Commissioners' office, one hundred and fifty (150) dollars.

Assessors.

Item 66. To pay salaries of sixty-four Assessors for making the annual and extra assessment, the necessary division books, street list, militia enrolment, and all other duties connected with making the assessment for the year 1867, thirty-five thousand two hundred (35,200) dollars.

Item 67. For books, stationery, and printing blanks for the use of the Assessors in making the annual and extra assessments, and rebinding the Assessors' books for the year 1867, two thousand five hundred (2,500) dollars.

Item 68. For indexing Assessors' books, at not exceeding five cents per page, one thousand five hundred and fifty (1,550) dollars.

Miscellaneous.

Item 69. To pay constables for making returns of unlicensed houses, for the year 1866, fifty (50) dollars.

Item 70. To pay constables for making returns of unlicensed houses, fifty (50) dollars.

Provided, the Controller shall countersign no warrant drawn on Items 23, 24, 25 and 26, unless the charges contained in the bill charged to said Items shall be accompanied by the certificate of the City Solicitor, that the same are no greater than those allowed by law. And, provided further, that the City Commissioners shall prepare, under the supervision of the Committee on Finance, suitable specifications for all the supplies for printing, blank books, binding, and stationery contemplated by this Ordinance. And the said Commissioners shall advertise, in the month of January, in three daily papers, and three times in each, for proposals for furnishing said supplies for the year 1867, in conformity with said specifications; said proposals to be opened by the City Commissioners in the presence of the Committee on Finance, and the contract to be awarded to the lowest bidder. And, provided further, that no orders for supplies shall be given in anticipation of the wants of the Department, but shall be ordered only from time to time, as may be rendered necessary

by the requisition from said regular business of the Department. And warrants shall be drawn for the said appropriations by the City Commissioners, in conformity with existing ordinances.

APPENDIX No. 161.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the annexed Ordinance to make an appropriation to the Superintendent of the City Railroad for the expenses of the year 1867, respectfully report that they have considered the same, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. M. FOX,
S. G. KING,	A. H. FRANCISCUS,
JAS. F. DILLON,	A. L. HODGDON,
SAML. W. CATTELL,	JOSHUA SPERING,
ALEX. J. HARPER.	

November 22, 1866.

AN ORDINANCE

To make an appropriation to the Superintendent of the City Railroad for the expenses of the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of nine thousand one hundred (\$9,100) dollars be and the same is hereby appropriated to the Superintendent of the City Railroad, to pay the expenses of the year 1867, as follows :

Item 1. For salary of Superintendent, twelve hundred and fifty (\$1,250) dollars.

Item 2. For rent of office, stationery and incidentals, six hundred (\$600) dollars.

Item 3. To pay off wages of Repair Gang, three thousand four hundred and fifty (\$3,450) dollars.

Item 4. For purchase of new material, two thousand six hundred (\$2,600) dollars.

Item 5. For expenses in keeping tracks clear of snow, ice, etc., twelve hundred (\$1,200) dollars.

And warrants shall be drawn by the Superintendent of the City Railroad, in conformity with existing Ordinances.

APPENDIX No. 162.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a communication from E. J. Kenney requesting the release of his property from the lien of a judgment entered on the official bond of Joseph R. Lyndall, City Controller, respectfully report that they have considered the same, and submit the annexed resolution to release his property from the lien of the judgment, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. M. FOX,
S. G. KING,	A. H. FRANCISCUS,
JAMES F. DILLON,	A. L. HODGDON,
SAM'L W. CATTELL,	JOSHUA SPERING,
JAS. A. FREEMAN,	ALEX. J. HARPER.

November 22, 1866.

RESOLUTION

To release a certain property of E. J. Kenney from the lien of a certain judgment.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be and is hereby authorized to release and exonerate the following described property of E. J. Kenney from the lien of a judgment entered on the official bond of Joseph R. Lyndall, City Controller, (D. C., D. S. B., December Term, 1865, No. 134.) that is to say, all that certain three-story brick messuage or tenement and lot or piece of ground situate on the east side of Delaware Front street, at the distance of one hundred and one feet northward from the north side of Reed street, in the First Ward of the City of Philadelphia: containing in front or breadth on the said Front street sixteen feet, and extending in length or depth eastward ninety feet to a certain twenty feet wide alley leading northward from the said Reed street: *Provided* his co-sureties consent thereto: *And provided further*, That the said E. J. Kenney shall pay to the City Solicitor for the use of the City the sum of ten dollars, to defray the expenses incurred in the publication of this Resolution.

APPENDIX No. 163.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the communication of Henry Bumm, City Treasurer, asking for an additional appropriation of two thousand dollars to his department to pay temporary clerk hire for 1866, respectfully report that the extra clerk hire is absolutely necessary for carrying on successfully the business of the office. They therefore submit the annexed Ordinance making the appropriation, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	JAS. A. FREEMAN,
S. G. KING,	A. M. FOX,
JAMES F. DILLON,	A. H. FRANCISCUS,
SAML. W. CATTELL,	A. L. HODGDON,
JOSHUA SPERING.	

November 22, 1866.

AN ORDINANCE

To make an appropriation to the City Treasurer to pay for temporary Clerk Hire.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two thousand dollars be and the same is hereby appropriated to the City Treasurer to pay for temporary clerk hire, and the warrants shall be drawn by the City Treasurer.

APPENDIX No. 164.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petition for grading Sixteenth street from Master street to Columbia avenue, in the Twentieth Ward, respectfully report that they have considered the same and

submit for your consideration the following resolution, asking its adoption.

HIRAM MILLER, *Ch'n*, DANIEL P. RAY,
THOMAS LITTLE, CHARLES THOMSON JONES,
ROBERT ARMSTRONG, THOS. A. BARLOW,
A. L. HODGDON.

November 22, 1866.

RESOLUTION

To authorize the grading of Sixteenth street from Master street to Columbia avenue, in the Twentieth Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to grade, to the established grade of the City, Sixteenth street from Master street to Columbia avenue, in the Twentieth Ward, at a cost not exceeding the sum of nine hundred and eighty-three dollars.

A P P E N D I X N o. 165.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—Your Committee on Highways, to whom was referred the petition for paving Forty-first street, in the Twenty seventh Ward, respectfully report that they have considered the same and submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, *Ch'n*, DANIEL P. RAY,
THOMAS LITTLE, CHAS. THOMSON JONES,
ROBERT ARMSTRONG, THOMAS A. BARLOW,
A. L. HODGDON.

November 22, 1866.

RESOLUTION

To authorize the paving of Forty-first street, in the Twenty-seventh Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to enter into a

contract with a competent paver or pavers, who shall be selected by a majority of the owners of property fronting on Forty-first street from Woodland street to Chestnut street, in the Twenty-seventh Ward, for the paving thereof. The condition of said contract shall be, that the contractor shall collect the cost of the paving from the owners of property, and he shall also enter into an obligation to the City to keep the street in good order for three years after the paving is completed.

APPENDIX No. 166.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the communication of S. B. Eastburn, asking for compensation for grading Morton street from Haines to Upsal street, Twenty-second Ward, respectfully report that they have considered the subject, and submit for your consideration the following resolution, asking its adoption.

HIRAM MILLER, <i>Ch'n</i> ,	W. F. SMITH,
J. W. HOPKINS,	A. L. HODGDON,
THOS. A. BARLOW,	CHAS. THOMSON JONES,
GEO. F. OMERLY.	

RESOLUTION

To authorize the completion of the grading of Morton street, in the Twenty-second Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized to complete the grading of Morton street from Haines street to Upsal street, in the Twenty-second Ward, for the additional sum of two hundred dollars.

APPENDIX No. 167.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Police, to whom was referred the annexed bill, entitled “ An Ordinance to prohibit obstructions to Public Lamps,” would respectfully report that they have examined the provisions of the same and would report the same back as committed, and ask its passage.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	NICHOLAS SHANE,
SAML. W. CATTELL.	WM. J. POLLOCK,
CHAS. THOMSON JONES,	H. MARCUS,
JOSEPH B. HANCOCK.	

November 21, 1866.

AN ORDINANCE

To prohibit obstructions to Public Lamps.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That hereafter it shall be unlawful for any person or persons to construct or erect any awning or covering over the footway at a less height than eleven feet from the footway ; or allow the limbs or branches of any tree or trees fronting any street or streets in said City, to remain below the height hereinbefore mentioned, whereby any of the public lamps may be obstructed.

SEC. 2. That it shall be the duty of the Supervisors to give all persons *now* obstructing the public lamps by awnings, branches of trees, or otherwise, within the distance mentioned in the first section hereof, notice that the same must be removed within three months from the passage of this Ordinance.

SEC. 3. Any person violating any of the provisions of this Ordinance shall forfeit and pay the sum of five dollars, to be recovered as debts of like amount are now by law recoverable.

APPENDIX No. 168.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Police, to whom was referred the petition of citizens of the city and Police officers asking for an increase in the salaries of the Police force, would respectfully report the annexed bill, and ask its passage.

JAMES H. BILLINGTON, *Ch'n*, NICHOLAS SHANE,
JOSEPH B. HANCOCK, H. MARCUS, *To bring up the bill.*
CHARLES THOMSON JONES, SAM'L. W. CATTELL,
To bring the ordinance before Council
JOSEPH F. MANUEL, *To bring the bill before Council.*

November 22, 1866.

AN ORDINANCE

Increasing the Salaries of the Chief of Police, Lieutenants, Sergeants and Policemen of the City of Philadelphia.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That from and after the first day of January, Anno Domini 1867, the salary of the Chief of Police shall be increased to two thousand dollars, that of the Lieutenants of Police to eleven hundred and fifty-five dollars, that of the Sergeants of Police to one thousand and eighty-two dollars and forty cents, and the salaries of Policemen to nine hundred and twelve dollars and fifty cents, which is at the rate of two dollars and fifty cents per day.

APPENDIX No. 169.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Police, to whom was referred the annexed Ordinance to grant permission to S. A. Miller to erect wooden buildings at his new skating park, would respectfully report the same back as committed, and ask its passage.

JAS. H. BILLINGTON, *Ch'n*, NICHOLAS SHANE,
JOSEPH B. HANCOCK, CHAS. THOMSON JONES,
SAM'L. W. CATTELL, JOSEPH F. MANUEL,
H. MARCUS.

November 22, 1866.

AN ORDINANCE

To grant permission to S. A. Miller to erect wooden buildings at his new skating park.

SECTION I. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby granted to S. A. Miller to erect wooden buildings, not more than one story high, at his new skating park, at the corner of Berks and Howard streets, in the Nineteenth Ward: *Provided* that he remove the same whenever required to do so by Councils; and *Provided, also*, that he pay to the City Treasurer, for the use of the city, the sum of twenty-five dollars, to pay for the publication of this Ordinance. All Ordinances or parts of Ordinances to the contrary hereof notwithstanding.

APPENDIX No. 170.

COMMITTEE ROOM,
PHILADELPHIA, 1866.

To the Select and Common Councils
of the City of Philadelphia.

GENTLEMEN:—Your Committee on Surveys and Regulations, to whom was referred the many petitions asking for the construction of the main sewers herein specified, herewith present a bill authorizing their construction, and also a report as to the necessities of each, from the Chief Engineer and Surveyor, with the details of which your Committee entirely concur, and report the bills appended, with some confidence that they will meet the favorable consideration of Councils, from the fact that the construction of the sewers named is urged by a large proportion of our citizens as a sanitary measure, and, therefore, an absolute necessity. We believe the importance of the sewers here proposed is known to each member of these Chambers, and it is, therefore, unnecessary for us to enter more into the minutiae of the wants of each of the drainage areas than is shown in the Engineer's report attached. We, therefore, in reporting the bill for construction, as well as one for creating a sewer loan, though providing for a large disbursement, do so with the confidence that

the enactment of the bills into Ordinances will authorize a judicious expenditure of money, which will be returned many fold to the city in increased healthfulness, enhanced assessment values, and that encouragement to improvement in the several districts benefited, which can be reached in no other way, and will meet the hearty approval of our fellow-citizens.

THOMAS LITTLE, *Ch'n.*, WALTER ALLISON,
 ROBERT ARMSTRONG, SAM'L W. CATTELL,
 HIRAM MILLER, JAS. A. FREEMAN,
 JOSHUA SPERING.

DEPARTMENT OF SURVEYS,
 PHILADELPHIA, *June* —, 1866.

THOS. LITTLE, Esq.,

Chairman Committee on Surveys and Regulations.

DEAR SIR:—The following is a list of the sewers, the necessity for which may be deemed imperative, with an *approximate estimate of their cost, viz.:*

Cohocksink to river Del., with proposed branches...	\$110,000
Cohocksink extension from Ninth to Sixteenth street.....	100,000
Norris street, main sewer.....	200,000
Federal street, main sewer.....	55,000
Broad street above Clearfield street.....	35,000
To relieve Eighteenth and Vine streets.....	9,000
“ “ Front and Reed streets.....	5,000
“ “ Twelfth and Washington streets.....	7,000
Mill Creek sewer.....	179,000
To relieve Ridge avenue at Columbia avenue, via Twenty-fourth and Oxford streets.....	35,000
Locust street from Nineteenth street to river Schuylkill.....	12,000
Thirtieth street from Pennsylvania avenue to Jefferson street.....	50,000
Walnut street from Thirty-third to Thirty-eighth street.....	14,000
From Thirty-seventh street and Lancaster avenue, via Warren street to Thirty-sixth and Filbert sts.	8,000
Darby road from Thirty-ninth street to Mill Creek..	3,000
	<hr/>
	\$822,000

The Cohocksink sewer here estimated is intended to be constructed from Front street to the river Delaware, and on Mifflin street from Oxford to Montgomery street, with branches and new connections on Beaver and Otter streets; from Culvert street at Fourth street to Germantown road, on St. John street from Poplar to Beaver, on Charlotte street from Poplar to Beaver, and on Third street from Poplar to Beaver; also, on Brown street from Franklin to Twelfth street, and on Old York road from Coates to Willow street; all of which are connections intended to relieve what is now known as the Cohocksink drainage.

As to the necessity of these, the present condition of that open, fetid channel of the Cohocksink, which not only spreads its miasma over a large area of the city, but contracts, in its continued increase of deposit, the area of the sewer built. The frequent reports made by this Department, urging a correction of the evil, and now the complaint of the Board of Health, all speak in forcible terms as to the imperative call for its construction.

The contraction of the area of the present sewer, by the deposit in it, which it is impossible to prevent, is a very serious evil, and causes, too frequently, suits against the city, for the flooding of private premises, which suits are invariably gained by the plaintiffs, upon the testimony of city officials, to the effect that it is the result of the contraction of the capacity of sewers by the deposit allowed to remain in them.

The extension of the Cohocksink creek sewer westward from Ninth to Sixteenth street is earnestly called for, to permit the filling up the streets crossing the valley to their regulated grades, and thus allow the erection of residences upon the area thus prepared for their use. A glance at this section will show that the erection of blocks of houses has been commenced to the very margin of this area, and that the attention of builders and capitalists have, for some time, been directed to this locality, and that, within a few months past, a large amount of the property that would be immediately affected by the construction of this sewer has changed hands, preparatory to very extensive improvements.

The Norris street main sewer is intended to extend from Tenth street to Memphis, thence on Memphis to Palmer street, and on Palmer street to the river Delaware, and is, in fact, the main Cohocksink area sewer, the present sewer being

the auxiliary, as provided and designed when the construction of the present Cohocksink sewer from Mifflin to Front street was projected, in 1866, which is shown in report of that date. This will be a large, long and expensive construction, and as much of the line upon which it is located is now sewered, for which the property owners have paid their proportion of cost, the assessment upon it will be comparatively small. As the area west of Tenth street and north of Berks street becomes more and more improved by the extension of the street paving, the necessity for this sewer will become more apparent; but it should be built ahead of the improvements.

The Federal street sewer is earnestly applied for by the property owners in that section, and is required to provide for the drainage of Federal street, which has a basin at Twenty-first street, and cannot be drained other than by this proposed sewer. Upon the line of this street the side property has been excavated for brick clay, in which are ponds of stagnant water, complained of by the Board of Health. They cannot be drained otherwise than by a sewer. The property owners on the line of this sewer state that they will have any loan that may be created for this purpose taken at par, to the amount of the cost of its construction. It is believed, upon good authority, that if this sewer is constructed an investment of at least \$500,000 will at once be made in the erection of buildings.

The Broad street sewer, at Clearfield street, is intended to extend from the branch of Gunner's run, crossing Broad street at Clearfield street to Ontario street, thence on said Ontario street to near Seventeenth street. The immediate call for this sewer is, that unless it is constructed before the improvement of Broad street is completed, the macadamizing and cobble paving, after being carefully prepared and its surface settled, will be disturbed to its great injury. This section of the city is rapidly improving, and has earnestly petitioned that they should be favorably considered.

The sewers for relieving Eighteenth and Vine streets, Front and Reed, and Twelfth street and Washington avenue, have been frequently petitioned for, to prevent the repeated losses and discomforts which occur at every heavy rain-fall. These have been reported upon fully by the Board of Surveyors, and an examination of the locality clearly shows the

necessity of giving a fair consideration to the wants of these sections.

The Mill creek sewer is decidedly the largest required upon our city plot. The entire area will reach five thousand acres. But, at present, it is desired that provision be made for covering it but about eighteen hundred feet of its length, extending from below Pine street to Sansom street. This particular section of West Philadelphia has, within a few years, been improved, and the work is still in progress, with the best and most ornamental class of residences; and where, a few years since, were ravines almost inaccessible for vehicles, are now wide streets, curbed and paved, and lighted, lined with expensive buildings, which are eagerly sought for occupancy so soon as completed. The change which a few years has wrought in this locality seems almost miraculous, and extends westward of Mill creek as far as the present conveniences for access encourage investments. Yet it is, I might say, a barrier which prevents the occupancy of a large territory west of the creek, by structures which would add, not only largely to the value of the ground, but, in themselves, would yield a large increase of revenue from taxation. Some idea may be obtained of the enhanced value of this section by taking the area bounded by the Darby road and Walnut street, Forty-first and Forty-fourth streets, covering acres, which a few years since was but vacant ground, when I state that at least \$500,000 have been expended in improvements within a few years. And, as an illustration of what will apply to the entire area, it may be stated, that one property upon Spruce street, immediately west of the creek, in 1861 paid an annual tax of about \$48, which now returns annually to the city treasury \$1500. In fact, it is believed that this proportion is less than that applicable to other and more extended properties within the limits alluded to.

The topographical irregularities of this area were such as to lead one to suppose that a century would pass before it would be brought into use for residences; yet, now, the great ravine, which was some thirty feet below the street grades at and about Forty-second and Spruce streets, extending some squares eastward, is filled up at the expense of thousands of cubic yards of embankment, without a charge of one cent to the city; giving the whole area a most inviting appearance, and making it, probably, one of the most desirable localities

for private residences, which are not absolutely rural, that we have about the city. This can only be really appreciated by those who can compare the present condition of things with what formerly existed. And it is confidently believed, that if the ravine of Mill creek, which is rapidly being changed from a spring run to a foul and fetid channel, was covered in, that the same character of improvements would be erected beyond the creek, over ground much more easily adapted to such purposes, and most desirable for residences.

It may be further stated, as illustrating the enterprise of the capitalists of this section, that even now Forty-third street from Walnut street to Locust, and Locust street from Forty-second to Forty-third, are being filled up to grade, at a cost of some \$10,000 or \$12,000 at private expense, preparatory to handing them over to the care of the City.

The diameter of the sewer now built across Spruce street, —fifteen feet,—although sufficient to carry all the drainage and storm water which now comes down the creek, yet it must be borne in mind, that this area of forty-three thousand acres, above that point, is now almost exclusively rural, and different proportions of capacity for sewer must be arranged for a permanently rural district, from that which may be rural to-day, but which, each year, is being paved and covered with improvements. In this, we must provide for a City area, and therefore proportion the sewer larger than what may be deemed entirely requisite at the present time.

If this stream is to remain an open channel, each year becoming more and more repulsive in its discharge, with its miasmatic effluvia pervading the entire atmosphere in its neighborhood, the large amount expended by private enterprise will have been disbursed in vain, and the projectors, as well as the City, will lose what now promises more favorably for both parties.

Another sewer is required to drain the neighborhood of Ridge avenue and Columbia avenue, which, though high, is so situated as to call, most imperatively, for sewer facilities, the want of which has retarded improvements. Yet the requirements for buildings as residences have forced their construction, which, when completed, will be most unhealthy, from the fact that the cellars will be filled with water. This will be an extension of the Twenty-fifth street sewer, from the north wall of Girard College, on North College avenue, to

Twenty-fourth street; thence on Twenty-fourth street to Oxford street, and westward to Ridge avenue, with a short branch on Twenty-second street, to obtain inlet area.

In the old City, there is a sewer much needed on Locust street from the river Schuylkill to Rittenhouse square, which area is now without proper underground drainage, compelling us, at times, from the necessities of the case, to throw more water into the sewers of the northern and southern areas adjoining than the area of sewers would warrant.

In the northwest, it is very important that the large arterial sewer on Pennsylvania avenue should be extended upon Thirtieth street to Jefferson street, so as to intercept the drainage of the natural stream now entering the Schuylkill at the Spring Garden Water Works. This would relieve the dam from much of the impurities which now flow into it, and which is daily increasing from that source as the City extends northwestwardly; it would also prevent the occurrence of the flooding at Thompson and streets, which, a few years since, so greatly damaged that locality.

In West Philadelphia there are several sewers that should be constructed at an early date—the first, on Walnut street from Thirty-third to Thirty-eighth street, which is important to a section that is rapidly improving with valuable residences, some of the area of which cannot be built upon to advantage until the stream, which now occupies the low ground, shall be provided for; the other has repeatedly been before Councils, and is now again urged with force by the residents of the neighborhood. It is intended to provide for the stream which now passes over the low ground between Market street and Lancaster avenue and Thirty-sixth and Thirty-seventh streets, and will lie in Warren street.

Another is asked for to relieve the Woodland Cemetery from the filthy drainage which now passes through that property, by what, a few years since, was a spring run. They object to it by a communication to Councils; and the cheapest way to prevent it will be to build a sewer on Darby avenue, from the depression near Thirty-ninth street to Mill creek.

You will be called upon, at no distant day, for the construction of two other large sewers, which are not included in the estimate presented, for which, in fact, application has already been made, but, as yet, the improvement of the localities has not been considered such as to warrant so great

an expenditure in advance: I allude to Gunner's run, eastward of Kensington avenue, and the tidal sewer that will be required across the Neck, in the lower part of the City, to be located, most probably, upon Snyder street. This lower sewer will, no doubt, be before you at the earlier date, as a large portion of the drainage, east of Tenth street, belonging to the sewer, has been carried into the Reed street sewer as a temporary expedient, which will warn us of the required change.

The estimates of cost presented are intended to be approximate, as the variation in the value of material is such as to prevent the preparation of a close estimate, with confidence as to its accuracy for any length of time; and I would add, that there are a number of other sewers, though small in capacity, which, if constructed, would greatly add to the comfort and healthfulness of the City. There will be about \$80,000 assessed upon the property fronting upon these sewers, to be paid under Act of Assembly.

Respectfully submitted.

STRICKLAND KNEASS,
Chief Engineer and Surveyor.

AN ORDINANCE

To authorize the construction of certain Sewers.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Chief Engineer and Surveyor and the Chief Commissioner of Highways are hereby authorized to enter into contracts with one or more competent mechanics for the construction of the following sewers, as follows:

A sewer from the east side of Front street, upon the open channel of the Cohocksink creek (Canal street) to Laurel street; thence, on said Laurel street, to the Delaware river, with its branches.

A sewer on Mifflin street and Montgomery avenue, from Old Canoe street to Sixth street, on the open channel of the Cohocksink creek.

A sewer (extension of the Cohocksink creek) on Ninth street from Berks to Norris, on Norris to Eleventh, on Elev-

enth to Diamond, on Diamond to Twelfth, on Twelfth to Dauphin, and on Dauphin to Sixteenth street.

A sewer on Ellsworth and Twenty-fifth streets from the river Schuylkill to Federal street; thence, on Federal street to Eighteenth street.

A sewer on Norris street from Ninth street to Memphis street, on Memphis street to Palmer street, and on Palmer street to the river Delaware.

A sewer on Forty-third street (Mill creek) from Oak street, to intersect creek below Pine street.

A sewer on Broad street from Clearfield street to Ontario street; thence, on Ontario street, to near Seventeenth street.

Sewers on Seventeenth and Eighteenth streets from Vine street northward to Spring Garden street, to relieve the intersection of Eighteenth and Vine streets.

Sewers on Twelfth street from Christian to Shippen, on Eleventh street from Christian to Washington, on Washington street from Broad to Seventeenth, to relieve the flooding at Twelfth and Washington streets.

Sewers on Front street from Reed to Federal street, on Front and Dickinson street to Moyamensing road, to relieve the intersection at Front and Reed streets.

Sewer on Thirtieth street from Pennsylvania avenue to Jefferson street.

Sewer on Locust street from river Schuylkill to Nineteenth street.

Sewer on North College avenue from Twenty-fifth to Twenty-fourth street; thence, on Twenty-fourth street, to Oxford street; thence, on Oxford street, to Ridge avenue, with branch on street to Ridge avenue.

Sewer on Walnut street from Thirty-third to Thirty-eighth street.

Sewer on Darby road from Thirty-ninth street to Mill creek.

Sewer on Lancaster avenue, Thirty-seventh street, Warren street, and Thirty-sixth street to Filbert street.

SEC. 2. That it shall be the duty of the Chief Engineer and Surveyor to prepare plans and specifications for the said sewers; and that the contract or contracts entered into for the construction thereof shall be in accordance therewith.

SEC. 3. That, before entering into the said contract or contracts, the Chief Engineer and Surveyor and the Chief

Commissioner of Highways shall cause advertisements to be made for sealed proposals for the construction of the sewers, and that the contracts therefor shall be awarded by them to the lowest and best bidder; and no contract or contracts therefor shall be binding on the City of Philadelphia, until the same shall have been approved by these Councils.

SEC. 4. That no proposal for the construction of the said sewers, or either of them, shall be considered by the said Chief Engineer and Surveyor and Chief Commissioner of Highways, unless the same be accompanied by an engagement in writing, from two or more sufficient citizens, guaranteeing the faithful execution of the contract, in case such proposal be accepted.

SEC. 5. That, as the completion of the said sewers shall progress, there shall be assessed and charged upon the properties in front of which the same shall be completed, the sum of one dollar and twenty-five cents for each lineal foot of the front of the said properties.

SEC. 6. That it shall be a condition of such contract, that the contractor shall accept the sums so assessed and charged under the foregoing section of this Ordinance, in part payment of his contract price, and that he shall collect the same at his own cost; and the better to enable him so to do, he may use the name of the City of Philadelphia, and employ all legal remedies or proceedings, whether of lien or otherwise, to which the said City may be competent.

SEC. 7. That payments may be made, while the work of constructing the sewers is in progress, by the Chief Commissioner of Highways, in warrants upon the City Treasurer, charged to a loan for said purpose created; said payments, in all cases, to be made upon a certificate of the Chief Engineer and Surveyor, estimating the amount of work done: *Provided*, that, for all current estimates, no payments shall exceed four-fifths of the money meritoriously earned under said contract, after deducting the ratable proportion of the assessments referred to in Section 5 of this Ordinance: said payments to be made in the bonds of the City of Philadelphia, or in cash, at the discretion of the Mayor.

SEC. 8. That the expense of constructing the said sewers, over and above the amount of the sums assessed under the fifth section of this Ordinance, shall be defrayed out of a loan to be hereafter created by the City of Philadelphia; and

that no work shall be done, or expenditure made under this Ordinance until such loan shall be created; but when and as soon as such loan shall have been duly authorized by law, then and in that case this Ordinance shall instantly take effect.

SEC. 9. Satisfactory evidence shall be furnished by the contractor to the Chief Commissioner of Highways, that full payment has been made for all labor done and materials furnished previously to drawing a warrant for the final estimate of any work done by virtue of this Ordinance, and the Chief Commissioner of Highways shall require full and entire payment by the contractors of all labor and materials, on account of such work; and the said Commissioner shall give one month's notice, in two daily papers, of the time at which payment will be made on each and every final estimate.

APPENDIX No. 171.

To the Select and Common Councils
of the City of Philadelphia :

The Special Committee, to whom was referred a bill entitled "An Ordinance appointing a Board of Fire Commissioners," report that they have given the subject careful consideration. Your Committee invited to meet with them the Chief Engineer of the Department, the Fire Marshal and the Chief of Police, and have availed themselves of the suggestions and information afforded by their interview with these gentlemen. That a change in the government of the Fire Department of the City of Philadelphia is demanded, is not denied by any person; and the only question that presents itself to your Committee is how best to protect the tax-payer, while, at the same time, the property of the City is to be protected and the peace of the City secured. The bill, as committed, certainly makes some radical changes in the control of the Department, and, after listening to the Fire Marshal, your Committee have concluded to adopt the radical features of the bill, and to report it with such amendments as an examination of the subject has convinced them will be wise for the City, and at the same time courteous to that large class of our fellow-citizens who have given so much of their time, money and energy to create and sustain a

Volunteer Department, creditable alike to those who constitute it and to the public who have sustained it. The Department has, however, grown so large and expensive, that the time approaches when, by the advance of improvements of various kinds, some other system must be introduced. As it is, the Department cannot govern itself, and therefore the bill is reported very much as committed, as far as the commission is concerned. It was deemed wise to interest the business of insuring in the bill, and therefore the bill, as reported, includes three gentlemen more than as originally read. Your Committee concluded that not only are parties who insure others against loss by fire much interested in the subject generally, but as the present Department is interested in two insurance companies, entire harmony between the present members of the Department and the Board could be secured. Your Committee cannot too earnestly endorse the plan of the second section, by which all questions are referred to some permanent body, other than Councils, where experience has shown too little power of resistance against personal pressure is to be found. The third section is much as committed, and the fourth is changed only in words, except as to the time of electing the chief and assistants, which has been reported for 1868, because the present incumbents have only recently been elected, and your Committee deemed some claim in justice might exist in their favor, and also except the power of filling the vacancies that may be made under the alteration of the bill. As to these two points, your Committee simply submit them as carried by a majority of their number, but they urge upon Councils the prompt consideration of the subject, and an adoption of the Ordinance.

R. M. EVANS, <i>Ch'n</i> ,	A. L. HODGDON,
JAS. A. FREEMAN,	JOHN BARDSLEY,
ALEX. J. HARPER,	SAM'L C. WILLETS.

AN ORDINANCE

Supplementary to an Ordinance entitled "An Ordinance Supplementary to an Ordinance to reorganize the Fire Department of the City of Philadelphia," approved March 5th, 1856.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Mayor of the City, the

Chief of Police, the Fire Marshal, the Presidents of Select and Common Councils, one member of the Trustees of the Fire Association, to be annually selected by themselves, one member of the Trustees of the United Firemen's Insurance Company, to be annually selected by themselves, one member of the Board of Underwriters, who shall also be chosen annually by themselves, be and the same are hereby constituted a Board, to be styled "The Board of Fire Commissioners of the City of Philadelphia;" and the said Board of Fire Commissioners are hereby authorized to make such rules and regulations for the government of the Fire Department as they may deem necessary.

SECTION 2. That all complaints and charges against any Company which is now or may hereafter become part of the Fire Department of the City of Philadelphia, shall be heard by the said Board of Fire Commissioners, whose decision shall be final upon the matter; and the said Board are hereby authorized and empowered to suspend for a term, or dismiss from the Fire Department, any Company which shall refuse to be governed by the rules established by the said Board.

SECTION 3. The Chief Engineer and Assistant Engineers of the Fire Department shall be subject to such rules and regulations as the said Board of Fire Commissioners may prescribe. All charges against the Chief Engineer or any of the Assistant Engineers for any misconduct in office, or neglect of duty, shall be heard and determined by the said Board of Fire Commissioners, who are hereby fully authorized to suspend for a term, or dismiss from office the party whom they shall convict of any such official misconduct or neglect of duty; and the salaries of the officers so suspended or dismissed shall cease during the term of their suspension or from the date of their dismissal.

SECTION 4. It shall be the duty of the Select and Common Councils of the City of Philadelphia, at any stated meeting in the month of October, 1868, and every third year thereafter, to meet in joint convention and to elect proper persons to be Chief Engineer and Assistant Engineers of the Fire Department. The Chief Engineer shall not be less than thirty years of age, nor have been a member of the Fire Department for less than ten years: *Provided*, That if the said Chief Engineer or any of the

Assistant Engineers be suspended or dismissed from their offices, the vacancy so created shall be filled by the Board of Fire Commissioners, for the remainder of the year; and it shall be the duty of Councils to fill the vacancy from the expiration of the year to the expiration of the term, in like manner and form as hereinbefore directed.

SECTION 5. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

APPENDIX No. 172.

RESOLUTION

Relative to Gray's Ferry Bridge.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be and is hereby authorized and directed to draw an agreement relieving the Philadelphia, Wilmington and Baltimore Railroad Company from any liabilities that might result from the construction, by the city, of a side-walk upon their bridge at Gray's Ferry; assuming, on the part of the city, to keep the same in good order and repair, and to remove it within five years, after notice to do so has been served upon the city by said railroad company.

APPENDIX No. 173.

AN ORDINANCE

For the protection of bridges in the city of Philadelphia.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That if any person shall wilfully ride, drive, or lead any horse, or other beast of burden, faster than a walk, upon any of the bridges belonging to the city of Philadelphia, or, when such bridge is occupied by a double track railway, shall not conform to, and follow in, the line of travel thereon, as regulated by the railway cars, such person shall, for every such offence, forfeit and pay a sum not less than five dollars, nor more than thirty dollars, which may be recovered by suit in the name of the city of Philadelphia, one half to the use of the informer, who shall be a competent witness in such case; the other half to be paid to the Treasurer of the city of Philadelphia, for the use of the city.

APPENDIX No. 174.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the Estimates of the Board of Controllers of Public Schools for the First School District of Pennsylvania, for 1867, respectfully report that they have examined the same, and submit the annexed Ordinance to make an appropriation to the Board of Controllers for the expenses of the schools of the First School District, for the year 1867, and recommend its passage.

JOSEPH F. MARCER, *Ch'n*,

JAS. A. FREEMAN,

JOSHUA SPERING,

A. H. FRANCISCUS,

A. M. FOX,

WM. J. POLLOCK,

ALEX. J. HARPER,

H. C. HARRISON.

Nov. 28, 1866.

AN ORDINANCE

To make an appropriation to the Board of Controllers of Public Schools for the First School District of Pennsylvania, for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia, do ordain*, That the sum of one million, twenty-three thousand, eight hundred and twenty-five (1,023,825) dollars be and the same is hereby appropriated to the Board of Controllers of Public Schools of the First School District of Pennsylvania, for the year 1867, as follows :—

For the expenses of the Boys' Central High School.

Items.

1. For salaries, twenty-seven thousand seven hundred (27,700) dollars.
2. For rent of hall for commencement and rent of cabinet of natural history and apparatus, one thousand (1,000) dollars.
3. For furnaces and stoves, three hundred (300) dollars.
4. For cleansing, eight hundred (800) dollars.
5. For philosophical apparatus and chemicals, and for gas, five hundred and thirty (530) dollars.

Items.

6. For furniture, three hundred (300) dollars.
7. For printing and petty expenses, one thousand (1,000) dollars.

For the expenses of the Girls' High and Normal School.

8. For salaries, eight thousand and fifty (8,050) dollars.
9. For repairs, three hundred (300) dollars.
10. For furnaces and stoves, one hundred (100) dollars.
11. For cleansing, five hundred (500) dollars.
12. For furniture, three hundred (300) dollars.
13. For printing and petty expenses, four hundred (400) dollars.
14. For philosophical apparatus and chemicals, and rent of hall for commencement, six hundred (600) dollars.

For the expenses of the Schools of the First Section.

15. For salaries of teachers, eighteen thousand four hundred and fifty (18,450) dollars.
16. For rent of school-houses, thirteen hundred and ninety (1,390) dollars.
17. For repairs, four hundred (400) dollars.
18. For furnaces and stoves, three hundred and seventy (370) dollars.
19. For salaries of house-cleaners, seventeen hundred and fifty (1,750) dollars.
20. For clerk hire, one hundred (100) dollars.
21. For furniture, four hundred (400) dollars.
22. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Second Section.

23. For salaries of teachers, twenty thousand three hundred and thirty (20,330) dollars.
24. For rent of school-houses, two thousand and ninety-seven (2,097) dollars.
25. For repairs, four hundred (400) dollars.
26. For furnaces and stoves, five hundred (500) dollars.

Items.

27. For salaries of house cleaners, seventeen hundred and fifty (1,750) dollars.
28. For clerk hire, one hundred (100) dollars.
29. For furniture, four hundred (400) dollars.
30. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Third Section.

31. For salaries of teachers, twenty-one thousand six hundred and twenty (21,620) dollars.
32. For rent of school-houses, twenty-four hundred (2,400) dollars.
33. For repairs, five hundred (500) dollars.
34. For furnaces and stoves, four hundred (400) dollars.
35. For salaries of house cleaners, nineteen hundred (1,900) dollars.
36. For clerk hire, one hundred (100) dollars.
37. For furniture, four hundred (400) dollars.
38. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Fourth Section.

39. For salaries of teachers, sixteen thousand one hundred and fifty (16,150) dollars.
40. For rent of school-houses, twenty-two hundred and twenty (2,220) dollars.
41. For repairs, six hundred (600) dollars.
42. For furnaces and stoves, five hundred (500) dollars.
43. For salaries of house cleaners, fifteen hundred and eighty (1,580) dollars.
44. For clerk hire, one hundred (100) dollars.
45. For furniture, three hundred (300) dollars.
46. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Fifth Section.

47. For salaries of teachers, eighteen thousand six hundred and sixty (18,660) dollars.
48. For rent of school-houses, eighteen hundred and twenty-five (1,825) dollars.

Items.

49. For repairs, six hundred (600) dollars.
50. For furnaces and stoves, four hundred and fifty (450) dollars.
51. For salaries of house cleaners, sixteen hundred and forty (1,640) dollars.
52. For clerk hire, one hundred (100) dollars.
53. For furniture, three hundred (300) dollars.
54. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Sixth Section.

55. For salaries of teachers, thirteen thousand two hundred and seventy (13,270) dollars.
56. For rent of school-houses, four hundred and seventy-five (475) dollars.
57. For repairs, five hundred (500) dollars.
58. For furnaces and stoves, four hundred (400) dollars.
59. For salaries of house cleaners, thirteen hundred and thirty (1,330) dollars.
60. For clerk hire, one hundred (100) dollars.
61. For furniture, three hundred and fifty (350) dollars.
62. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Seventh Section.

63. For salaries of teachers, twenty thousand five hundred and ninety (20,590) dollars.
64. For rent of school-houses, twelve hundred (1,200) dollars.
65. For repairs, seven hundred (700) dollars.
66. For furnaces and stoves, five hundred (500) dollars.
67. For salaries of house cleaners, eighteen hundred and five (1,805) dollars.
68. For clerk hire, one hundred (100) dollars.
69. For furniture, five hundred (500) dollars.
70. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Eighth Section.

Items.

71. For salaries of teachers, twelve thousand six hundred and fifty (12,650) dollars.
72. For rent of school-houses, forty-one hundred and fifty (4,150) dollars.
73. For repairs, three hundred (300) dollars.
74. For furnaces and stoves, three hundred (300) dollars.
75. For salaries of house cleaners, twelve hundred and eighty (1,280) dollars.
76. For clerk hire, one hundred (100) dollars.
77. For furniture, four hundred (400) dollars.
78. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Ninth Section.

79. For salaries of teachers, fourteen thousand eight hundred and forty (14,840) dollars.
80. For rent of school-houses, sixteen hundred and twenty (1,620) dollars.
81. For repairs, five hundred (500) dollars.
82. For furnaces and stoves, four hundred and fifty (450) dollars.
83. For salaries of house cleaners, fourteen hundred and fifty (1,450) dollars.
84. For clerk hire, one hundred (100) dollars.
85. For furniture, five hundred (500) dollars.
86. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Tenth Section.

87. For salaries of teachers, twenty thousand three hundred and ten (20,310) dollars.
88. For rent of school-houses, eleven hundred (1,100) dollars.
89. For repairs, seven hundred (700) dollars.
90. For furnaces and stoves, five hundred (500) dollars.

Items.

91. For salaries of house cleaners, seventeen hundred and sixty (1,760) dollars.
92. For clerk hire, one hundred (100) dollars.
93. For furniture five hundred (500) dollars.
94. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Eleventh Section.

95. For salaries of teachers, sixteen thousand seven hundred and seventy (16,770) dollars.
96. For rent of school-houses, five hundred and fifty (550) dollars.
97. For repairs, five hundred (500) dollars.
98. For furnaces and stoves, four hundred (400) dollars.
99. For salaries of house cleaners, sixteen hundred and twenty (1,620) dollars.
100. For clerk hire, one hundred (100) dollars.
101. For furniture, three hundred (300) dollars.
102. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Twelfth Section.

103. For salaries of teachers, thirteen thousand three hundred and five (13,305) dollars.
104. For rent of school-houses, twenty-four hundred and eighty-two (2,482) dollars.
105. For repairs, four hundred (400) dollars.
106. For furnaces and stoves, four hundred (400) dollars.
107. For salaries of house cleaners, thirteen hundred and forty (1,340) dollars.
108. For clerk hire, one hundred (100) dollars.
109. For furniture, three hundred (300) dollars.
110. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Thirteenth Section.

111. For salaries of teachers, fifteen thousand one hundred and seventy (15,170) dollars.
112. For rent of school-houses, seven hundred and twenty-five (725) dollars.

Items.

- 113. For repairs, six hundred (600) dollars.
- 114. For furnaces and stoves, four hundred (400) dollars.
- 115. For salaries of house cleaners, twelve hundred and forty (1,240) dollars.
- 116. For clerk hire, one hundred (100) dollars.
- 117. For furniture, five hundred (500) dollars.
- 118. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Fourteenth Section.

- 119. For salaries of teachers, twenty-seven thousand six hundred and eighty (27,680) dollars.
- 120. For rent of school-houses, eighteen hundred (1,800) dollars.
- 121. For repairs, seven hundred (700) dollars.
- 122. For furnaces and stoves, five hundred (500) dollars.
- 123. For salaries of house cleaners, two thousand one hundred and ten (2,110) dollars.
- 124. For clerk hire, one hundred (100) dollars.
- 125. For furniture, seven hundred (700) dollars.
- 126. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Fifteenth Section.

- 127. For salaries of teachers, twenty-nine thousand six hundred and thirty (29,630) dollars.
- 128. For rent of school-houses, sixteen hundred and fifty (1,650) dollars.
- 129. For repairs, eight hundred (800) dollars.
- 130. For furnaces and stoves, one thousand and fifteen (1,015) dollars.
- 131. For salaries of house cleaners, twenty-three hundred and eighty (2,380) dollars.
- 132. For clerk hire, one hundred (100) dollars.
- 133. For furniture, four hundred (400) dollars.
- 134. For printing and petty expenses, two hundred and fifty (250) dollars.

*For the expenses of the Schools of the Sixteenth Section.**Items.*

- 135. For salaries of teachers, seventeen thousand six hundred and ten (17,610) dollars.
- 136. For rent of school-houses, five hundred (500) dollars.
- 137. For repairs, six hundred (600) dollars.
- 138. For furnaces and stoves, three hundred (300) dollars.
- 139. For salaries of house cleaners, fifteen hundred (1,500) dollars.
- 140. For clerk hire, one hundred (100) dollars.
- 141. For furniture, four hundred (400) dollars.
- 142. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Seventeenth Section.

- 143. For salaries of teachers, eighteen thousand and ninety (18,090) dollars.
- 144. For rent of school-houses, thirteen hundred (1,300) dollars.
- 145. For repairs, three hundred (300) dollars.
- 146. For furnaces and stoves, three hundred (300) dollars.
- 147. For salaries for house cleaners, fifteen hundred and fifty (1,550) dollars.
- 148. For clerk hire, one hundred (100) dollars.
- 149. For furniture, two hundred (200) dollars.
- 150. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Eighteenth Section.

- 151. For salaries of teachers, twenty-six thousand seven hundred and sixty (26,760) dollars.
- 152. For rent of school-houses, nineteen hundred and fifty (1,950) dollars.
- 153. For repairs, eight hundred (800) dollars.
- 154. For furnaces and stoves, three hundred and fifty (350) dollars.

Items.

- 155. For salaries of house cleaners, twenty-five hundred and sixty (2,560) dollars.
- 156. For clerk hire, one hundred (100) dollars.
- 157. For furniture, four hundred (400) dollars.
- 158. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Nineteenth Section.

- 159. For salaries of teachers, twenty-five thousand four hundred and twenty (25,420) dollars.
- 160. For rent of school-houses, thirty-six hundred and fifty (3,650) dollars.
- 161. For repairs, seven hundred (700) dollars.
- 162. For furnaces and stoves, five hundred (500) dollars.
- 163. For salaries of house cleaners, twenty-two hundred and sixty (2,260) dollars.
- 164. For clerk hire, one hundred (100) dollars.
- 165. For furniture, four hundred (400) dollars.
- 166. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Twentieth Section.

- 167. For salaries of teachers, thirty thousand one hundred and twenty (30,120) dollars.
- 168. For rent of school-houses, four thousand nine hundred and twenty-five (4,925) dollars.
- 169. For repairs, seven hundred (700) dollars.
- 170. For furnaces and stoves, four hundred (400) dollars.
- 171. For salaries of house cleaners, twenty-three hundred and ninety (2,390) dollars.
- 172. For clerk hire, one hundred (100) dollars.
- 173. For furniture, four hundred and fifty (450) dollars.
- 174. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Twenty-first Section.

- 175. For salaries of teachers, twenty-two thousand and ten (22,010) dollars.
- 176. For rent of school-houses, three hundred and fifty (350) dollars.

Items.

- 177. For repairs, eight hundred (800) dollars.
- 178. For furnaces and stoves, five hundred (500) dollars.
- 179. For salaries of house cleaners, nineteen hundred and sixty (1,960) dollars.
- 180. For clerk hire, one hundred (100) dollars.
- 181. For furniture, five hundred (500) dollars.
- 182. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Twenty-second Section.

- 183. For salaries of teachers, nineteen thousand three hundred and ninety (19,390) dollars.
- 184. For rent of school-houses, four hundred and fifty-five (455) dollars.
- 185. For repairs, four hundred and thirty (430) dollars.
- 186. For furnaces and stoves, four hundred and twenty-five (425) dollars.
- 187. For salaries of house cleaners, fifteen hundred and twenty-four (1,524) dollars.
- 188. For clerk hire, one hundred (100) dollars.
- 189. For furniture, five hundred and fifty (550) dollars.
- 190. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Twenty-third Section.

- 191. For salaries of teachers, twenty-three thousand eight hundred and ninety (23,890) dollars.
- 192. For rent of school-houses, one thousand and eighty-five (1,085) dollars.
- 193. For repairs, eight hundred and ninety (890) dollars.
- 194. For furnaces and stoves, four hundred and thirty (430) dollars.
- 195. For salaries of house cleaners, nineteen hundred and sixty-four (1,964) dollars.
- 196. For clerk hire, one hundred (100) dollars.
- 197. For furniture, six hundred (600) dollars.
- 198. For printing and petty expenses, three hundred (300) dollars.

For the expenses of the Schools of the Twenty-fourth Section.

Items.

199. For salaries of teachers, eleven thousand four hundred and ninety (11,490) dollars.
200. For rent of school-houses, fifteen hundred and twenty-five (1,525) dollars.
201. For repairs, four hundred and fifty (450) dollars.
202. For furnaces and stoves, three hundred (300) dollars.
203. For salaries of house cleaners, one thousand and ninety-four (1,094) dollars.
204. For clerk hire, one hundred (100) dollars.
205. For furniture, three hundred and eighty (380) dollars.
206. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Twenty-fifth Section.

207. For salaries of teachers, fourteen thousand four hundred and ten (14,410) dollars.
208. For rent of school-houses, ten hundred and twenty (1,020) dollars.
209. For repairs, six hundred and seventy (670) dollars.
210. For furnaces and stoves, four hundred and twenty (420) dollars.
211. For salaries of house cleaners, thirteen hundred and eighty (1,380) dollars.
212. For clerk hire, one hundred (100) dollars.
213. For furniture, three hundred and fifty (350) dollars.
214. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Twenty-sixth Section.

215. For salaries of teachers, seventeen thousand four hundred and fifty (17,450) dollars.
216. For rent of school-houses, five hundred (500) dollars.
217. For repairs, five hundred (500) dollars.
218. For furnaces and stoves, four hundred (400) dollars.
219. For salaries of house cleaners, fifteen hundred (1,500) dollars.

Items.

- 220. For clerk hire, one hundred (100) dollars.
- 221. For furniture, three hundred (300) dollars.
- 222. For printing and petty expenses, two hundred and fifty (250) dollars.

For the expenses of the Schools of the Twenty-seventh Section.

- 223. For salaries of teachers, seventeen thousand two hundred and seventy (17,270) dollars.
- 224. For rent of school-houses, thirteen hundred and eighty (1,380) dollars.
- 225. For repairs, five hundred (500) dollars.
- 226. For furnaces and stoves, two hundred and fifty (250) dollars.
- 227. For salaries of house cleaners, sixteen hundred and eighteen (1,618) dollars.
- 228. For clerk hire, one hundred (100) dollars.
- 229. For furniture, four hundred (400) dollars.
- 230. For printing and petty expenses, two hundred and fifty (250) dollars.

Special Appropriations.

- 231. For furniture for Boys' High School, four hundred and and fifty (450) dollars.
- 232. For carpet for committee room, at Boys' High School, three hundred and fifty (350) dollars.
- 233. For painting outside of Girls' High School, five hundred (500) dollars.
- 234. For repairing roof and painting inside of Henry Clay School-house, First Section, Three hundred (300) dollars.
- 235. For furniture for Weccacoe Grammar School, First Section, five hundred and forty (540) dollars.
- 236. For painting inside Weccacoe Grammar School, First Section, three hundred (300) dollars.
- 237. For furniture, Barlow Secondary School, First Section, one hundred and seventy (170) dollars.
- 238. For new heaters, Mary Street School-House, Second Section, three hundred (300) dollars.
- 239. For painting, roof and outside Washington School-House, Second Section, four hundred and fifty (450) dollars.

Items.

240. For stoves for Robinson School-House, Second Section, one hundred (100) dollars.
241. For repairing fence and spiking top of same at Lyons School-House, Third Section, one hundred (100) dollars.
242. For furniture for Lyons School, Third Section, three hundred (300) dollars.
243. For repairing roof at Lyons School-House, Third Section, one hundred (100) dollars.
244. For painting outside, and railing and lower floor inside Lyons School-House, Third Section, five hundred (500) dollars.
245. For inside Venetian blinds for Mt. Vernon School-House, Third Section, six hundred and thirty (630) dollars.
246. For repairing roof at Mt. Vernon School-House, Third Section, two hundred and fifty (250) dollars.
247. For painting outside and inside Mt. Vernon School-House, Third Section, six hundred (600) dollars.
248. For furniture and shades at Southwark Library, Third Section, four hundred and twenty-five (425) dollars.
249. For painting outside shutters and frames, Ringgold Grammar School, Fourth Section, one hundred and fifty (150) dollars.
250. For slate black-boards, for various schools, Fourth Section, one hundred and fifty-six (156) dollars.
251. For varnishing desks at Ringgold Girls' Grammar School, Fourth Section, one hundred (100) dollars.
- 251½. For furniture, Ringgold Consolidated Secondary, Fourth Section, two hundred (200) dollars.
252. For repairs to building, roof, and paving yard, at Lombard street School-House, Fifth Section, six hundred (600) dollars.
253. For black-boards, Fifth Section, one hundred and fifty (150) dollars.
254. For painting and papering Crown street and Primary No. 3 Schools, Sixth Section, two hundred (200) dollars.
255. For inside shutter-blinds, in Crown street school, Sixth Section, six hundred and fifty (650) dollars.

- 256. For furniture for Primary No. 1, Ninth Section, one hundred and seventy-five (175) dollars.
- 257. For furniture for Primary No. 2, Ninth Section, one hundred and seventy-five (175) dollars.
- 258. For furniture for Girls' Secondary, Ninth Section, two hundred and twenty-five (225) dollars.
- 259. For new furniture, Northwest Boys' and Girls', one division each, Tenth Section, four hundred (400) dollars.
- 260. For increase of rent, due R. G. Laning, 1865, Eleventh Section, Twenty-five (25) dollars.
- 261. For painting outside of John Quincy Adams School-House, Thirteenth Section, three hundred (300) dollars.
- 262. For painting and repairs, at Hancock School, one hundred and seventy-five (175) dollars.
- 263. For furniture for one division Secondary, and one division Girls' Grammar, Thirteenth Section, three hundred and fifty (350) dollars.
- 264. For plastering and repairing ceilings at Hancock School-house, Fourteenth Section, one hundred (100) dollars.
- 265. For glass partitions for Primary, Twelfth above Brown, Fourteenth Section, five hundred and fifty (550) dollars.
- 266. For fencing Primary, Twelfth above Brown, Fourteenth Section, one hundred (100) dollars.
- 267. For repairing Livingston School, Fifteenth Section, five hundred (500) dollars.
- 268. For furniture, Livingston School, Second Division, Fifteenth Section, two hundred and seventy-five (275) dollars.
- 269. For new heater, Lincoln Grammar School, Fifteenth Section, two hundred and twenty-five (225) dollars.
- 270. For sixty-four desks for Morris Boys' Grammar School, Eighteenth Section, five hundred (500) dollars.
- 271. For painting and repairs, Levering School, Twenty-first Section, two hundred (200) dollars.
- 272. For repairing iron fence, and painting same, &c., at the Glenwood School, Twenty-first Section, five hundred (500) dollars.
- 273. For painting roof, Glenwood School-House, Twenty-first Section, fifty (50) dollars.
- 274. For furniture, Mechanicsville, Twenty-third Section, two hundred and fifty (250) dollars.

- 275. For furniture, Marshall, Secondary, Twenty-third Section, one hundred and seventy-five (175) dollars.
- 276. For altering partitions, Columbia Primary, Twenty-third Section, one hundred and twenty-five (125) dollars.
- 277. For grading lot at Mechanicsville School-House, Twenty-third Section, one hundred and twenty-five (125) dollars.
- 278. For additional repairs, &c., inside and out, to the Mantua School-House, Twenty-fourth Section, two thousand five hundred (2,500) dollars.
- 279. For furniture for Mantua School, Twenty-fourth Section, three hundred and fifty (350) dollars.
- 280. For iron railing in front of Mantua School, Twenty-fourth section, five hundred (500) dollars.
- 281. For furniture for Irving Primary, Twenty-fifth Section, four hundred (400) dollars.
- 282. For furniture for Blockley Union School, Twenty-seventh Section, one hundred and fifty (150) dollars.
- 283. For repairs to Greenway School, Twenty-seventh Section, one hundred (100) dollars.
- 284. For repairs to Davidson School, Twenty-seventh Section, one hundred (100) dollars.

For new School-Houses.

- 285. For furniture for new school building, Seventh and Norris streets, Twentieth Section, two thousand seven hundred and sixty-seven (2,767) dollars.
- 286. For stoves for new school building, Seventh and Norris streets, Twentieth Section, two hundred (200) dollars.
- 287. For furniture for new school building, Warnock and Oxford streets, Twentieth Section, two thousand three hundred and forty (2,340) dollars.
- 288. For stoves for new school building, Warnock and Oxford streets, Twentieth Section, one hundred and seventy-five (175) dollars.
- 289. For furniture for new school building, Twenty-sixth and Thompson streets, Twentieth Section, one thousand six hundred and eighty-two (1,682) dollars.
- 290. For stoves for new school building, Twenty-sixth and Thompson streets, Twentieth Section, one hundred and fifty (150) dollars.

Items.

291. For furniture for new school building, Twentieth and Jefferson streets, Twentieth Section, three thousand six hundred and ninety-one (3,691) dollars.
292. For stoves for new school building, Twentieth and Jefferson, Twentieth Section, two hundred and fifty (250) dollars.
293. For furniture for new school building, Centre street, Twenty-second Section, one thousand two hundred (1,200) dollars.
294. For furnaces for new school building, Centre street, Twenty-second Section, six hundred and seventy five (675) dollars.
295. For grading and paving, new school building, Centre street, Twenty-second Section, seven hundred (700) dollars.
296. For fencing new school building, Centre street, Twenty-second Section, three hundred and fifty (350) dollars.
297. For well and pump for new school building, Centre street, Twenty-second Section, one hundred and fifty (150) dollars.
298. For privies for new school building, Centre street, Twenty-second Section, one hundred and sixty (160) dollars.
299. For wall in front and on northeast side Centre street, Twenty-second Section, three hundred and fifty (350) dollars.
300. For iron railing, Centre street, Twenty-second Section, five hundred (500) dollars.
301. For furniture for new school-houses, fifty thousand (50,000) dollars.
302. For furnaces and stoves, forty thousand (40,000) dollars.

General Expenses.

303. For cleaning cess-pools, one thousand six hundred (1,600) dollars.
304. For ground-rents, twenty thousand (20,000) dollars.
305. For fuel, sixty thousand (60,000) dollars. Of which all coal used shall be Schuylkill, and shall be obtained from miners or shippers only.
306. For books and stationery, eighty thousand (80,000) dollars.

Items.

307. For employment of additional teachers, five thousand (5,000) dollars.
308. For employment of additional housekeepers, two thousand (2,000) dollars.
309. For rent of additional buildings, and furniture for same, three thousand (3,000) dollars.
310. For insurance on new school-houses, two thousand (2,000) dollars.
311. For expenses Committee on Qualification of Teachers, five hundred (500) dollars.
312. For expenses Committee on Property, and Grammar, Secondary and Primary Schools, each one hundred (100) dollars, two hundred (200) dollars.
313. For rent of office, one thousand two hundred (1,200) dollars.
314. For printing annual report and other printing, five thousand (5,000) dollars.
315. For salaries of officers, six thousand (6,000) dollars.
316. For advertising, seven hundred (700) dollars.
317. For carriage hire, six hundred (600) dollars.
318. For gas and incidentals, one thousand five hundred (1,500) dollars.
319. For portorage on books, four hundred (400) dollars.
320. For stamps required by Act of Congress, three hundred and sixty (360) dollars.
321. For salaries of music teachers, six thousand (6,000) dollars.

And warrants shall be drawn by the Board of Controllers, in conformity with existing ordinances.

APPENDIX No. 175.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the Estimates of the Highway Department for the expenses of the year 1867, respectfully report that they have carefully examined the same, and submit the annexed Ordi-

nancee to make an appropriation to the Department of Highways, Bridges, Sewers, &c., for the year 1867, and recommend its passage.

JOSEPH F. MARCER, *Ch'n*,

JAS. A. FREEMAN,

JOSHUA SPERING,

A. H. FRANCISCUS,

ALEXANDER M. FOX,

WM. J. POLLOCK,

ALEX. J. HARPER,

H. C. HARRISON.

Nov. 28, 1866.

AN ORDINANCE

To make an appropriation to the Department of Highways, Bridges, Sewers, &c., for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of three hundred and thirty-eight thousand, two hundred and sixty-two dollars and fifty cents (\$338,262 50) be and the same is hereby appropriated to the Department of Highways, Bridges, Sewers, &c., for the year 1867, for the following purposes, to wit:

Items.

1. For salaries of commissioners, license clerk, miscellaneous and assistant clerk, messenger, watchmen on Permanent, Penrose Ferry, Girard Avenue, Wire, Falls of Schuylkill, and Bridesburg bridges, the sum of sixteen thousand two hundred (16,200) dollars.
2. For paving intersections of streets, twenty thousand (20,000) dollars.
3. For repairing streets, sixty thousand (60,000) dollars.
4. For repaving streets, ten thousand (10,000) dollars.
5. For repaving over water pipe, eight thousand (8,000) dollars.
6. For tramway, gutter, and crossing stone, twelve thousand (12,000) dollars.
7. For repairs to roads and unpaved streets, thirty thousand (30,000) dollars.
8. For grading streets and roads, seventeen thousand (17,000) dollars.
9. For repairing and rebuilding bridges, fifty thousand (50,000) dollars.

Items.

10. For repairs to culverts and inlets, forty thousand (40,000) dollars.
11. For curb, grade, and gutter regulations, three thousand dollars.
12. For opening streets when authorized by resolution of Councils, one thousand (1,000) dollars.
13. For printing, advertising and stationery, twenty-five hundred (2,500) dollars.
14. For insurance on bridges, two thousand (2,000) dollars.
15. For rent of office, office and yard expenses, and the pay of five watchmen, four thousand (4,000) dollars.
16. For incidental expenses, two thousand (2,000) dollars.
17. For sign boards for street names, five hundred (500) dollars.
18. For repairing and repaving streets along which the tracks of passenger railways are laid, in accordance with ordinances and resolutions of Councils approved July 7, 1857, and April 1, 1859, three thousand (3,000) dollars.
19. For salaries of supervisors, nineteen thousand five hundred and sixty-two dollars and fifty cents (19,562.50).
20. For the construction of branch culverts, ten thousand (10,000) dollars.
21. For paving and repairing footways, two thousand (2,000) dollars.
22. For repairing the Delaware river banks, five hundred (500) dollars.
23. For the construction of new inlets, five thousand (5,000) dollars.
24. For cleansing and repairing unpaved streets, ten thousand (10,000) dollars.
25. For grading and culverting on Broad street, from Germantown avenue to Fisher's lane, as required to be done under the provisions of an Act of Assembly, entitled "An Act relating to certain public improvements in the City of Philadelphia," approved May 6, 1864, ten thousand (10,000) dollars: *Provided*, that said work shall be given out by contract to the lowest bidder, who shall give the required security. Advertisements to be made for proposals for said work before the same is given out. *And provided*, that all bills

for paving intersections of streets, or for any other work authorized by Councils, and chargeable to either of the foregoing items, shall state the locality and under what ordinance or resolution said work was done, and no bill shall be signed by the City Controller unless accompanied by such statement; and that no part of items 2 and 4, and not more than two hundred dollars of item 8, shall be expended on any street, without the authority of Councils.

And warrants for the same shall be drawn by the Chief Commissioner of Highways, in conformity with existing ordinances.



APPENDIX No. 176.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a “Resolution to pay constables for serving certain certificates of election,” report that they submitted the question of the liability of the city to pay constables for serving certificates of election to the City Solicitor, whose opinion is hereto annexed. The opinion of the Solicitor being adverse to the payment of said claims, the Committee recommend the passage of the annexed Resolution to discharge them from the further consideration of the subject.

JOSEPH F. MARCER, <i>Ch'n</i> ,	JOSHUA SPERING,
ALEXANDER M. FOX,	ALEX. J. HARPER,
JAS. A. FREEMAN,	A. H. FRANCISCUS,
W. J. POLLOCK,	H. C. HARRISON.

November 28, 1866.

LAW DEPARTMENT,
No. 212 South Fifth Street.
PHILADELPHIA, Nov. 21st, 1866.

TO JOSEPH F. MARCER, ESQ.,
Chairman of the Committee of Finance.

DEAR SIR :—I have received your favor enclosing a copy of a "Resolution to pay constables for serving election certificates," referred by Councils to the Finance Committee, and by them to me for my opinion thereon.

I am indebted to you for your kindness and trouble in calling my attention to the Acts of June 13, 1840, and April 3, 1866, bearing upon this question. I understand the question, upon which my opinion is requested, to be this: "Is the city liable to pay to constables twenty cents for the service of every certificate of election?"

If such a claim has been presented, it is probably based upon the eleventh section of the Act of June 13, 1840, (Br. Dig., 385, § 138,) to which you kindly refer me. The first lines of that section allow the constables two dollars for advertising ward, township, district and borough elections, and then follow these words: "said constables shall also be allowed and paid, as aforesaid, twenty cents for delivering to each *township* officer a certificate of his election as directed by *this* act and the act to which this is a supplement."

The Act of June 13, 1840, was supplementary to the Act of July 2, 1839, (P. L., 1839, p. 590.)

The second section of the Act of June 13, 1840, required the constable of every township to give notice of the township election; (Br. Dig., 385, § 133.)

The fifty-fourth section of the original Act of July 2, 1839, (Br. Dig., 385, § 135,) required the "inspectors and judges of said election to make out a certificate of the election of each *township* officer, which shall be signed by them and delivered to the constable of the proper ward, district, or township, and by him delivered to the said officer, or left at his usual place of abode within six days thereafter." This was the service for which the Act of 1840 gave a fee of twenty cents. The Act of February 2, 1854, and other acts, seem, however, to provide

for a system of election laws intended to be confined in their operations to the City of Philadelphia.

The thirty-fourth section of the Act of February 2, 1854, (P. L., 40, Br. Dig., 396, § 221,) directs that * * "the certificates of election for the ward and division officers shall be delivered to the persons elected, by the constables of the ward, within *three* days after the election, and the certificates for the other officers voted for shall be delivered to them by the sheriff or his deputy within two days after the meeting of the return judges."

I find no provision for compensation to the constables for this service either in the Act of 1854, or elsewhere; and the fees for Philadelphia constables, as defined in the Act of April 3, 1866, (P. L., 94,) do not allude to any reward for this labor.

The fee allowed in the Act of 1840 is: 1. For delivery of the notice of election required by "that act." 2. For delivery to a *township* office. And these two elements must combine in each case to entitle the constable to the fee.

If the notice should be delivered to a State, county, ward, or any officer except a *township* officer, the fee is not earned. So, too, no charge can be made where the notice is to a township officer, but not directed by the Act of 1840.

It may be said that it is a hardship to require a service and to give no compensation for it. The answer to this is, that courts can never legislate; and that in the matter of fees to public officers the Act of March 28, 1814, § 26, (Br. Dig., 472, § 75,) makes it a misdemeanor in office for judges "to allow any officer, under any pretence whatsoever, any fees, under the denomination of compensatory fees, for any services, not specified in this act or some other act of Assembly."

For these reasons I am reluctantly led to the conclusion that the city is not liable for the fees thus demanded.

Very respectfully and truly yours,

F. CARROLL BREWSTER,
City Solicitor.

RESOLUTION

To discharge the Committee on Finance from the consideration of a certain resolution.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Committee on Finance be discharged from the further consideration of a "Resolution to pay constables for serving certificates of election."

APPENDIX No. 177.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred a communication of the Guardians of the Poor requesting Councils to appropriate to the Board the income of the several Trust Funds to be distributed by them, respectfully report the annexed ordinance and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	WM. J. POLLOCK,
A. M. FOX,	JOSHUA SPERING,
JAS. A. FREEMAN,	ALEX. J. HARPER,
A. H. FRANCISCUS,	H. C. HARRISON.

November 28, 1866.

AN ORDINANCE

To make an appropriation to the Guardians of the Poor of the income of certain Trusts.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the sum of two thousand and twelve dollars and ninety-four cents of the income of certain trusts be and the same is hereby appropriated, to be applied and expended in accordance with the requirements of the several trusts:

1. Of the income of the legacy of Esther Waters, seven hundred and fourteen dollars and fifty-two cents.
2. Of the income of the legacy of Bernard McMahon, thirty-three dollars and eight cents.
3. Of the income of the legacy of George Emlen, five hundred and thirty-three dollars and five cents.

4. Of the income of the legacy of James Dutton, three hundred and seventeen dollars and ninety-seven cents.

5. Of the income of the legacy of Archibald Thompson, one hundred and forty-nine dollars and forty-five cents.

6. Of the income of the legacy of William Carter, eighty-five dollars and eighty-seven cents.

7. Of the income of the legacy of Ann Armitt, one hundred and eight dollars.

8. Of the income of the estate conveyed by David Claypoole and wife to the overseers of the poor for the City of Philadelphia in trust, for the relief of the poor of said city, seventy-one dollars.

And the warrants shall be drawn by the Guardians of the Poor.

A P P E N D I X N o. 178.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Finance, to whom was referred a “Communication from Henry Conner, submitting the names of his sureties,” respectfully report the annexed “Resolution to approve the sureties of Henry Conner, City Commissioner elect,” and recommend its passage.

JOSEPH F. MARCER, <i>Ch’n</i> ,	SAML. W. CATTELL,
S. G. KING,	A. L. HODGDON,
A. M. FOX,	JOSHUA SPERING,
H. C. HARRISON,	ALEX. J. HARPER,
JAS. A. FREEMAN,	A. H. FRANCISCUS.

November 28, 1866.

RESOLUTION

Approving the sureties of Henry Conner, City Commissioner elect.

Resolved by the Select and Common Councils of the City of Philadelphia, That Robert P. King and Hugh Gamble are

hereby approved as the sureties of Henry Conner, City Commissioner elect, and the City Solicitor is hereby directed to have a bond with warrant of attorney for said parties to execute, and to cause a judgment to be entered thereon. And further, to file an agreement of record that the lien of the judgment entered in pursuance of said warrant of attorney against Hugh Gamble shall only operate on and against the following properties, that is to say, a certain lot of ground whereon is erected premises No. 1219 and 1221 Fitzwater street, Fourth Ward; also lots of ground whereon is erected premises numbered 1202, 1216 and 1222 Federal street, Twenty-sixth Ward; also lot of ground whereon is erected premises numbered 724 and 726 South Sixth street, Fourth Ward; and also lot of ground whereon is erected premises No. 765 South Thirteenth street, in the Third Ward of said city.

APPENDIX No. 179.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the communication of the patentees of the Nicholson pavement, report that they have examined the same and are of opinion that it is worthy of a trial. They have also had a conference with the owners of property on Broad street between Jefferson and Oxford streets, who are willing to put down a square of it in front of their properties without expense to the city, except for intersections. They therefore offer the following resolution and ask its adoption.

HIRAM MILLER, <i>Ch'n</i> ,	WILLIAM F. SMITH,
ROBERT ARMSTRONG,	J. W. HOPKINS,
F. A. WOLBERT,	D. P. RAY,
THOS. A. BARLOW.	

RESOLUTION

To authorize the paving of Broad street from Jefferson street to Oxford street.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to pave Broad street from Jefferson street to Oxford street, the said pavement to be made of the Nicholson patent, and at the cost of the several property owners fronting on said street, and the city shall not be liable for the expense of said paving, except for the intersections.

 APPENDIX No. 180.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Highways, to whom was referred the petition to open Montgomery avenue from Broad street to Eighteenth street, respectfully report that they have examined the subject and report favorably thereon, and offer the following resolution and ask its adoption.

HIRAM MILLER, *Ch'n*, F. A. WOLBERT,
DANIEL P. RAY, WM. F. SMITH,
ROBERT ARMSTRONG, J. W. HOPKINS,
GEO. F. OMERLY.

RESOLUTION

To authorize the opening of Montgomery avenue.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to notify the owners of property on Montgomery avenue from Broad street to Eighteenth street, that at the expiration of three months from the date of notice the said Montgomery avenue will be opened for public use within the points named.

APPENDIX No. 181.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the estimates of the Department of City Property for the expenses of that Department, for the year 1867, respectfully report that they have carefully considered the same, and submit the annexed “ Ordinance to make an appropriation to the Department of City Property for the year 1867,” and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEX. J. HARPER,
JAS. A. FREEMAN,	A. L. HODGDON,
HENRY C. HARRISON,	A. M. FOX,
JOSHUA SPERING,	SAML. W. CATTELL,
A. H. FRANCISCUS.	

December 6, 1866.

AN ORDINANCE

To make an appropriation to the Department of City Property for the year
1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of eighty-one thousand seven hundred and sixteen dollars and seventy cents (\$81,716.70) be and the same is hereby appropriated to the Department of City Property, to pay the expenses of that Department for the year 1867, as follows :

Items.

1. For salaries of the commissioners, clerk, and messenger, three thousand six hundred (3,600) dollars.
2. For salaries of superintendents of Independence, Germantown, West Philadelphia, and Spring Garden halls, and the janitor of the grand and petit jury rooms, three thousand and fifty (3,050) dollars.
3. For salaries of the superintendent of State House, bell-ringer, two janitors of State House, and two cleaners of courts, three thousand six hundred and thirty (3,630) dollars.

Items.

4. For salaries of superintendents of Independence, Franklin, Washington, Rittenhouse, Penn, Logan, Jefferson, Norris, and Shackamaxon squares, superintendents of Fairmount Park and City burial-ground, seven thousand three hundred and fifty (7,350) dollars.
5. For salaries of keepers and regulators of public clocks (500) dollars.
6. For salaries of house cleaners and all other expenses to be incurred in keeping public halls clean, five hundred and fifty (550) dollars.
7. For office expenses, stationery, and incidentals, four hundred (400) dollars.
8. For further improvement of Fairmount Park, six thousand (6,000) dollars.
9. For further improvement of Norris Square, two hundred and fifty (250) dollars.
10. For further improvement of Hunting Park, five hundred (500) dollars.
11. For labor and other expenses incurred at the public squares, five thousand (5,000) dollars.
12. For manuring and sodding, five hundred (500) dollars.
13. For cleansing cesspools, six hundred (600) dollars.
14. For repairs to and cleansing court rooms, offices, District Attorney's rooms, and jury rooms, three thousand (3,000) dollars.
15. For repairs to and improvement of property belonging to the City, five hundred (500) dollars.
16. For cleansing and repairing public clocks, five hundred (500) dollars.
17. For paving in front of property belonging to the City, one thousand (1,000) dollars.
18. For coal, kindling-wood, and fuel, three thousand (3,000) dollars. *Provided*, That the coal used shall be Schuylkill coal, and shall be bought from shippers or miners only.
19. For rent of offices in Philadelphia Bank, Girard Bank, Law Building, Office of the Commissioner of City Property, and building belonging to the American Philosophical Society, fourteen thousand three hundred and seventy-five (14,375) dollars.

Items.

20. For ground rents and interest, eight thousand three hundred and thirty-six dollars and seventy cents (\$8,336.70).
21. For expenses for gas for public halls, offices, and squares, including sixteen station houses, thirteen thousand four hundred (13,400) dollars.
22. For extra repairs to Spring Garden Hall, two thousand (2,000) dollars.
23. For alterations in grand and petit jury rooms, required by the judges of the courts, one thousand (1,000) dollars.
24. For repairs to West Philadelphia Hall, five hundred (500) dollars.
25. For removing snow and ice from pavements in front of State House and from the public squares, one thousand (1,000) dollars.
26. For supplying ice to the different courts and public offices, three hundred and seventy-five (375) dollars.
27. For expense of preparing plans and descriptions of property belonging to the City of Philadelphia, intended to have been sold, as follows: To D. H. Shedaker, one hundred and twenty (120) dollars; Alfred Young, fifteen (15) dollars; Edward D. Roberts eighteen (18) dollars; John F. Wolf, thirty-three (33) dollars: total, one hundred and eighty-six (186) dollars.
28. For additional eases and shelving, and repairs and painting in the office of the Prothonotary of the District Court, five hundred (500) dollars.

Provided, That before the Controller shall countersign any warrants drawn by the Commissioner of City Property (except for salaries), the bills shall be approved by the Committee on City Property.

SEC. 2. For planting trees, the expense thereof to be derived from the fund bequeathed by the late Ellicott Cresson, three hundred (300) dollars.

SEC. 3. Warrants to be drawn by the Commissioner of City Property.

APPENDIX No. 182.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the annexed Ordinance to make an appropriation to the Clerks of Councils for the year 1867, respectfully report that they have considered the same, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEXANDER M. FOX,
S. G. KING,	A. H. FRANCISCUS,
H. C. HARRISON,	A. L. HODGDON,
JAMES F. DILLON,	JOSHUA SPERING,
SAML. W. CATTELL,	JAS. A. FREEMAN,
ALEX. J. HARPER.	

December 6, 1866.

AN ORDINANCE

To make an appropriation to the Clerks of Councils for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirty-three thousand six hundred and four (33,604) dollars and fifty (50) cents be and the same is hereby appropriated to the Clerks of Councils for the expenses of the year 1867, as follows :

Item 1. For salaries of Clerks and Messengers, eight thousand and fifty (8,050) dollars.

Item 2. For printing journals and other documents, twelve thousand (12,000) dollars.

Item 3. For binding journals and other documents, three thousand two hundred and thirty (3,230) dollars.

Item 4. For advertising ordinances, resolutions and notices—the same not to be done in more than two newspapers, nor more than one time in each—six thousand (6,000) dollars.

Item 5. For stationery, seventeen hundred and fifty (1,750) dollars.

Item 6. For carriage hire, eight hundred (800) dollars.

Item 7. For incidentals, twelve hundred (1,200) dollars : *Provided*, That no warrant shall be drawn on this item to defray the expenses of any Committee of Councils.

Item 8. For compensation of doorkeepers, two cleaners, and for making fires, five hundred and seventy-four (574) dollars and fifty (50) cents.

Provided, That not more than seven hundred and fifty journals of each Chamber for each half year shall be printed, and not more than five hundred of each Chamber for each half year shall be bound; and the warrants shall be drawn by the Clerks of Councils.

APPENDIX No. 183.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the annexed Ordinance to make an appropriation to the Law Department for the year 1867, and for other purposes, respectfully report that they have considered the same, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEX. J. HARPER,
II. C. HARRISON,	SAMUEL W. CATTELL,
JAMES F. DILLON,	A. L. HODGDON,
ALEXANDER M. FOX.	

December 6, 1866.

AN ORDINANCE

To make an appropriation to the Law Department for the year 1867, and for other purposes.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of nineteen thousand eight hundred and fifty dollars be and the same is hereby appropriated to the Law Department for the year 1867, as follows :

1. For salaries, nine thousand four hundred (9,400) dollars.
2. For Prothonotary's costs, twenty-five hundred (2,500) dollars.
3. For Sheriff's costs, two thousand (2,000) dollars.
4. For blank books and stationery, six hundred and fifty (650) dollars.

5. For paper books and blanks, six hundred (600) dollars.

6. For service of subpœna notices, and for copying, four hundred (400) dollars.

7. For fees of witnesses, certified copies of plans and papers, and for description of properties for Sheriff's sale, three hundred (300) dollars.

8. For care and cleansing of office and for office furniture, three hundred (300) dollars.

9. For miscellaneous expenses, four hundred (400) dollars.

10. For advertising and posting notices of plans of survey, two hundred (200) dollars.

11. For law books, three hundred (300) dollars.

12. For copies of laws, one hundred (100) dollars.

13. For Aldermen's costs, two hundred (200) dollars.

14. Conveyancing, insurance and recording, two thousand five hundred (2,500) dollars.

And the warrants shall be drawn by the City Solicitor.

APPENDIX No. 184.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the annexed ordinance to make an appropriation to the Department of City Controller for the year 1867, respectfully report that they have considered the same, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. M. FOX,
S. G. KING,	A. H. FRANCISCUS,
H. C. HARRISON,	A. L. HODGDON,
JAS. F. DILLON,	JOSHUA SPERING,
SAML. W. CATTELL,	JAS. A. FREEMAN,
ALEX. J. HARPER.	

December 6, 1866.

AN ORDINANCE

To make an appropriation to the Department of City Controller for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of twenty-six thousand three hundred and fifty dollars be and the same is hereby appropriated to the Department of City Controller for the year 1867, to be applied as follows :

Item 1. For salary of Controller and Chief Clerk, five thousand six hundred (5,600) dollars.

Item 2. For salaries of thirteen assistant clerks and one messenger, thirteen thousand and eight hundred (13,800) dollars.

Item 3. For books and stationery, fourteen hundred (1400) dollars.

Item 4. For printing annual statement of the Controller for the year 1866 in pamphlet form, five hundred (500) dollars.

Item 5. For cleansing and care of office, two hundred (200) dollars.

Item 6. For incidental expenses and fuel, three hundred and fifty (350) dollars.

And warrants for the same shall be drawn in conformity with existing ordinances.

APPENDIX No. 185.

RESOLUTION

To release a certain property of William H. Kern from the lien of a certain judgment.

Resolved by the Select and Common Councils of the City of Philadelphia, That Egbert K. Nichols, Assistant City Solicitor, be and he is hereby authorized and directed to release from the lien and operation of the judgment entered on the bond of Henry Bickley, contractor for street cleansing (D. C., D. S. B., Sept. T., 1866, No. 390), the following described property of William H. Kern, that is to say, all those three certain lots or pieces of ground situate in the

Twenty-fourth Ward of the City of Philadelphia, marked Nos. 2, 3, and 6 in a certain plan of partition, annexed to a certain *breve de partitione facienda*, issued out of the District Court for the City and County of Philadelphia, to June Term, 1862, No. 830, at the suit of Henry K. Harnish against Albert D. Boileau, *et al.*: *Provided*, That the co-surety consent thereto, and that the sum of ten dollars be paid to the Assistant City Solicitor for the use of the City to defray the expenses incurred in the publication of this resolution.

APPENDIX No. 186.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance, to whom was referred a communication from the City Commissioners asking for an additional appropriation to pay certain bills, respectfully report that they have examined the bills and, finding them correct, submit the annexed ordinance to make an additional appropriation to the City Commissioners to pay certain claims, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	H. C. HARRISON,
ALEX. J. HARPER,	ALEXANDER M. FOX,
JAS. A. FREEMAN,	JOSHUA SPERING,
A. L. HODGDON,	SAML. W. CATTELL,
A. H. FRANCISCUS.	

December 6, 1866.

AN ORDINANCE

To make an additional appropriation to the City Commissioners to pay certain claims.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two thousand and thirty-four dollars and forty cents be and the same is hereby appropriated to the City Commissioners for the following purposes, viz :

Item 1. To pay meals for jurors, two hundred and twenty-seven (227) dollars.

Item 2. To pay fees of Coroner, twelve hundred (1200) dollars.

Item 3. To pay officers of the Court of Common Pleas, one hundred and fifty six (156) dollars.

Item 4. To pay for printing the venire of the Court of Quarter Sessions, six terms, eighty (80) dollars and forty (40) cents.

Item 5. To pay Interpreter of the Court of Quarter Sessions, one hundred and thirty (130) dollars.

Item 6. To pay for cases and shelving for election purposes in the City Commissioners' office, two hundred and forty-one (241) dollars.

Provided, The Controller shall countersign no warrant, drawn on Item 2, unless the charges contained in the bill charged to said Item shall be accompanied by the certificate of the City Solicitor, that the same are no greater than those allowed by law. And warrants shall be drawn by the City Commissioners in conformity with existing ordinances.

APPENDIX No. 187.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance, to whom was referred the annexed " Ordinance to make an appropriation to the Commissioners of the Sinking Funds for the year 1867," respectfully report that they have considered the same and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	ALEXANDER M. FOX,
S. G. KING,	A. H. FRANCISCUS,
H. C. HARRISON,	A. L. HODGDON,
JAS. F. DILLON,	JOSHUA SPERING,
SAMUEL W. CATTELL,	JAMES A. FREEMAN.
ALEX. J. HARPER.	

December 6, 1866.

AN ORDINANCE

To make an appropriation to the Commissioners of the Sinking Funds for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of four hundred

and thirty-one thousand four hundred and forty-five dollars be and the same is hereby appropriated to the Commissioners of the Sinking Funds for the year 1867, to be applied as follows:

Item 1. To the sinking fund of ten millions, one hundred thousand (100,000) dollars.

Item 2. To the sinking fund of one million, twelve thousand (12,000) dollars.

Item 3. To the sinking fund of eight hundred thousand dollars, nine thousand six hundred (9,600) dollars.

Item 4. To the sinking fund of four hundred and fifty thousand dollars, fifty-four hundred (5400) dollars.

Item 5. To the sinking fund of Sunbury and Erie Railroad, twelve thousand six hundred (12,600) dollars.

Item 6. To the sinking fund of three hundred and twenty-five thousand dollars, thirty-nine hundred (3,900) dollars.

Item 7. To the sinking fund of North Western Railroad, seven thousand eight hundred (7,800) dollars.

Item 8. To the sinking fund of certain obligations, nine hundred and sixty-nine (969) dollars.

Item 9. To the sinking fund of road damages, one thousand (1,000) dollars.

Item 10. To the sinking fund of certain culverts, two thousand four hundred (2,400) dollars.

Item 11. To the sinking fund of Water Loan No. 1, three thousand nine hundred and thirty-six (3,936) dollars.

Item 12. To the sinking fund of seven hundred thousand dollars, eighty-four hundred (8400) dollars.

Item 13. To the sinking fund of Defence of City No. 1, fifteen thousand six hundred (15,600) dollars.

Item 14. To the sinking fund of Gas Works No. 1, nine thousand (9,000) dollars.

Item 15. To the sinking fund of Gas Works No. 2, ten thousand (10,000) dollars.

Item 16. To the sinking fund of Gas Works No. 3, ten thousand (10,000) dollars.

Item 17. To the sinking fund of Gas Works No. 4, twenty thousand (20,000) dollars.

Item 18. To the sinking fund of School Loan No. 1, twelve hundred (1200) dollars.

Item 19. To the sinking fund of Road Damage and Bridge Loan, twelve hundred (1200) dollars.

Item. 20. To the sinking fund of Chestnut Street Bridge Loan No. 1, two thousand four hundred (2,400) dollars.

Item 21. To the sinking fund of twelve hundred thousand dollars, fourteen thousand four hundred (14,400) dollars.

Item 22. To the sinking fund of Bounty No. 1, six thousand (6,000) dollars.

Item 23. To the sinking fund of Defence of City No. 2, six thousand (6,000) dollars.

Item 24. To the sinking fund of defence of City No. 3, twelve thousand (12,000) dollars.

Item 25. To the sinking fund of City Bounty No. 2, thirty-nine thousand (39,000) dollars.

Item 26. To the sinking fund of City Bounty No. 3, forty-two thousand (42,000) dollars.

Item 27. To the sinking fund of Public School Loan No. 2, twelve thousand (12,000) dollars.

Item 28. To the sinking fund of Water Loan No. 2, twelve thousand (12,000) dollars.

Item 29. To the sinking fund of Municipal Loan, thirty thousand (30,000) dollars.

Item 30. To the sinking fund of Chestnut Street Bridge No. 2, one thousand and twenty (1,020) dollars.

Item 31. To the sinking fund of Defence of City No. 4, seven thousand two hundred (7,200) dollars.

Item 32. To the sinking fund of City Loan No. 33, twelve thousand (12,000) dollars.

Item 33. For salary of secretary, four hundred (400) dollars.

Item 34. For stationery, incidentals, &c., twenty (20) dollars.

And warrants to be drawn in conformity with existing ordinances.

APPENDIX No. 188.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance respectfully report that, after a thorough examination of the financial condition and resources of the City, they feel justified in recommending that the rate of taxation for the year eighteen hundred and sixty seven, be fixed at four per cent.

By funding one million five hundred thousand dollars, the amount required to be raised by taxation will be six millions one hundred and four thousand three hundred and fifty-one dollars and fifty-eight cents. In justification of this course, we would state that a very large proportion of the expenses of the City (two millions two hundred and fifty thousand dollars) is required for interest on City loans, ten thousand dollars for interest on temporary loans, and forty thousand dollars for interest on endorsed warrants. More than one-third of this indebtedness has been imposed on the City in consequence of the necessity of raising money for the suppression of the rebellion. A very large amount has also been imposed by the action of former Councils in not raising sufficient means by taxation to meet the current expenses. It would therefore be unfair to the citizens to compel them in one year to pay for the delinquencies of many former years. But there is another very strong reason why the tax rate should not be increased. The unfair and unequal assessment of property in the various wards of the City bears most unjustly on those citizens who are owners of property in the old City proper and the immediately adjoining districts. The assessment in many wards does not reach ten per cent. of its real value, while in the old City and districts mentioned it will average sixty per cent. That such a state of affairs should have continued so many years seems almost incredible, but it is nevertheless true. It has not been within the power of the Councils heretofore to remedy this evil; but now, under the law giving authority to the Board of Revision to equalize the assessments, either by raising or lowering them, the difficulty will undoubtedly be overcome during the coming year. It will thus be seen that if an increase be made in the rate, it will act unfairly upon a large class of

our most reliable and influential citizens; and when the remedy is applied each property owner will have to bear his fair and just proportion of taxation. The duty of Councils, as legislators for the citizens they represent, is unquestionably to have fair and equal justice to all; this is impossible under the present system of assessments, and the sooner the remedy is applied the better it will be for the prosperity of the City at large. If a basis of valuation for assessments be adopted, say sixty per cent. for all the taxable real estate comprised within our City limits, instead of having one hundred and sixty millions to fix the tax rate upon, we should then have at least three hundred and sixty millions, and more revenue would be derived from it at two per cent. than we now get at four per cent., and sixty per cent of valuation would leave a large margin for fluctuations in value, which could be remedied every year. One hundred and sixty-four millions, eighty-eight thousand, four hundred and fifty-one dollars is the present assessed value of all the real and personal property of our City, which at four per cent. yields a revenue of six millions, five hundred and sixty three thousand, five hundred and thirty-eight dollars and four cents. A fair valuation, on a basis of sixty per cent., would give at least three hundred and sixty millions for the amount of real and personal property upon which the revenue would be raised, and two per cent. on this amount would yield seven millions, two hundred thousand dollars per annum. Thus it is plainly to be seen that the tax rate in eighteen hundred and sixty-eight can be reduced to two per cent. and a large surplus be raised over and above the wants of the City, which can be applied to any floating indebtedness that may remain.

The whole assessed value of the personal property of the City amounts to three millions, seven hundred and thirty-seven thousand, seven hundred and eighty-five dollars. This absurd assessment must strike the minds of all as not being one-twentieth of its real value, and therefore a much larger amount of revenue will undoubtedly be derived from that source in the future.

The effect produced on persons desirous of investing in real estate in our City by a fictitious rate of tax is most injurious. They are led to believe that investments made here would have to pay four per cent. tax rate, when in reality, in

consequence of the low assessments, they do not pay two per cent.

It has been asserted that Councils are required to raise by taxation sufficient to pay the interest and other expenses of the current year, which might hold, if it were possible to fix the exact amount of the expenditures, and also if previous Councils had followed the requirement. But it is well known that no previous Councils have raised sufficient revenue to meet the current expenses. And it is impossible to determine the amount that will be required, for the simple reason that the annual appropriation bills are not passed until after the tax rate is fixed, and the special appropriations, amounting frequently to nearly a million of dollars, are not asked for, and certainly not known of by Councils, until long after the time for fixing the rate of taxation.

The Committee recommend the funding of one million and a half of dollars, which will not increase the debt of the City, but merely provide for the conversion of the floating indebtedness (which consists chiefly of outstanding warrants bearing six per cent. interest) into a funded debt. By such a course the creditors of the City can be satisfied, and the City protected against suits, which are very expensive, and enable the creditors to come by mandamus upon moneys in the treasury, and endanger the payment of the interest on the funded debt. Although the outstanding loans, and loans to be issued, reach the sum of thirty-eight millions, two hundred and fifty-nine thousand, five hundred and ninety-nine dollars and twenty-four cents, the real debt of the City is only fifteen millions, one hundred and fifty-two thousand, seven hundred and forty-four dollars and forty-three cents, as the amount of the sinking fund, together with the outstanding taxes collectable, is twenty-three millions, one hundred and six thousand, eight hundred and fifty four dollars and eighty-one cents, which, to ascertain the real debt of the City, should be deducted from the loans.

When we consider that the real debt of the City amounts to but little more than the sum borrowed for the suppression of the rebellion; the inequality in the assessments, soon to be remedied; that persons have rented their properties for a term of years, with the expectation that was held out when the rate was fixed last year, that it would not be increased; the number of properties owned by persons of limited means,

the burdens at present existing in consequence of the national debt, we feel that it would be a wrong to increase the rate of taxation.

The Committee, for these reasons, recommend the passage of the annexed ordinance.

ALEX. J. HARPER,
HENRY C. HARRISON,
A. M. FOX,

S. G. KING,
A. H. FRANCISCUS,
SAM'L. W. CATTELL,

A. L. HODGDON.

December 6, 1866.

CITY CONTROLLER'S DEPARTMENT, PHILADELPHIA, NOV. 1, 1866.

STATEMENT of the General and Additional Appropriations to Nov. 1, 1866, and Estimated Expenditures for the Year 1867.

		Annual Ap- propriations.	Additional Appropriations to No- vember, 1, 1866.	Total Ap- propriations.	Estimated Expenses for 1867.
Interest on City Loans.....		\$2,125,000 00		\$2,125,000 00	\$2,250,000 00
" " Temporary Loans.....	\$17,173 32				10,000 00
" " Indorsed Warrants.....	86,698 96				40,000 00
Department of Police.....		691,332 00	143,587 29	834,919 29	701,952 00
" Street Cleansing.....		78,267 00	6,651 52	84,918 52	105,000 00
" Highways.....		377,362 50	139,454 72	516,817 22	465,762 50
" Guardians of Poor.....		447,350 00		447,350 00	453,740 00
" City Commissioners.....		225,497 50	1,814 69	227,312 19	237,195 25
" City Property.....		109,953 28	48,227 62	158,180 90	130,116 70
" City Treasurer.....		16,600 00		16,600 00	18,750 00
" Water Works.....		345,425 00	748,822 40	1,094,247 40	532,200 00
" Markets, Wharves &c.....		28,499 17	8,082 84	36,582 01	25,689 17
" Clerks of Councils.....		33,604 50	20,463 96	54,068 46	33,604 50
" Receiver of Taxes.....		32,450 00	2,556 95	35,006 95	35,000 00
" Surveys.....		30,923 20	7,615 00	38,538 20	37,222 29
" City Solicitor.....		18,600 00	9,419 45	28,019 45	19,850 00
" Fire.....		113,150 00	100 00	113,250 00	113,316 67
" Lighting the City.....		429,777 50		429,777 50	440,000 00
" Public Schools.....		888,911 97	7,406 83	896,318 80	1,020,405 00
" Board of Health.....		54,400 00	35,537 89	89,937 89	73,080 00
" County Prison.....		112,101 00	1,850 00	113,951 00	139,519 50
" City Ice Boat.....		17,350 00	95,000 00	112,350 00	14,900 00
" City Controller.....		21,350 00	1,300 00	22,650 00	21,350 00
" Sinking Funds.....		431,450 00		431,450 00	431,445 00
" City Rail Road.....		9,100 00		9,100 00	9,100 00
" Defence of City.....		166,636 44		166,636 44	
Judgments, Executions, &c.....	53,868 96				40,000 00
Appropriations for and during 1866.....		\$6,805,211 06	\$1,277,901 16	\$8,083,112 22	
Estimated Expenses of year 1867.....					\$7,138,798 49

Liabilities of the City of Philadelphia for the Year 1867.

Estimated Expenses of Departments for 1867.....	\$7,138,798 49
Outstanding Warrants November 1st, 1866.....	1,598,552 12
Estimated Discount and Allowances on Taxes.....	700,000 00
" Amount of Warrants which will be drawn prior to January 1st, 1867....	500,000 00
Outstanding Temporary Loan.....	277,000 00
Estimated Amount of Special Appropriations carried forward.....	200,000 00
Amount due for State Tax to State of Pennsylvania.....	591,111 45
	\$10,805,462 04

Valuation of Property as Furnished by the City Commissioners.

Real Estate.....	\$160,350,666 00	
Personal	3,737,785 00	
	<u>\$164,088,451 00</u>	At 3 50, yields a revenue of.....\$5,743,095 78
		" 3 75, " " 6,153,316 90
		" 4 00, " " 6,561,528 01
		" 4 75, " " 7,791,201 41

CITY CONTROLLER'S DEPARTMENT, PHILADELPHIA NOV. 1st, 1866.

STATEMENT of Estimated Receipts for the Year 1866. Amount of Revenue Collected to November 1, 1866, the Probable Amount which will be Collected prior to January 1, 1867, the Estimated Receipts for the Year 1867, and Cash Balance on hand, November 1, 1866.

	Estimated Receipts for 1866.	Revenue Collected to Nov. 1, 1866	Estimated Amounts to be collected prior to 1867.	Estimated Receipts for 1867.	Cash Balance.
Cash balance on hand.....					\$538,410 46
Department of Highways.....	\$25,000 00	\$24,005 50	\$1,500 00	27,180 00	
" City Railroads.....	20,000 00	14,320 00	4,000 00	18,000 00	
" Water.....	645,000 00	625,267 98	25,000 00	700 000 00	
" Fines and Penalties.....	1,000 00	1,132 50	800 00	2,500 00	
" Pawnbrokers' Licenses.....	4,000 00	4,200 00		4,200 00	
" Gunpowder.....	40 00	50 00		40 00	
" Theatrical.....	1,200 00	940 00	150 00	1,000 00	
" Petroleum.....	1,000 00	920 00	100 00	1,000 00	
" Prison Inspectors.....	15,000 00	15 000 00	3,000 00	16,000 00	
" Guardians of Poor.....	15,000 00	11,455 71	3,000 00	15 000 00	
" Board of Health.....	25,800 00	29,719 59	4 000 00	58,200 00	
" Lighting the City.....	300 00	300 00	300 00	300 00	
" Police.....	700 00	700 00	700 00	700 00	
" Sheriff.....	1,500 00	1,461 00	200 00	1,500 00	
" City Solicitor.....	15,000 00	54,616 81	4,000 00	25,000 00	
" Markets.....	43,500 00	37,719 25	2,500 00	43,700 00	
" Wharves & Landings.....	46,700 00	37,423 63	10 000 00	47,000 00	
" City Property.....	16,000 00	6 909 77	3,000 00	12,000 00	
" City Ice Boat.....	5,000 00	2 652 31		5,000 00	
" State Tax for 1866 and prior.....		2 397 05	10,000 00	15,000 00	
Miscellaneous Receipts.....	5,000 00	9,557 02		5,000 00	
Interest on Mortgages, &c.....	2,000 00	2 053 15		2 000 00	
Dividends on Stock, &c.....	460,000 00	292,419 50	225,000 00	200,000 00	
State Appropriation to Public Schools.....	60,000 00	45,000 00		50,000 00	
Estimated Revenue for 1866, other than Taxes.....	\$1,408,719 00				
Revenue collected in 1866.....		\$1,219,754 36	\$297,250 00		
Estimated Rev. and collection from Reg. Taxes.....	200,600 00	238,790 46			
Estimated Receipts of 1867, other than Taxes.....				\$1,330,420 00	
Estimated Receipts of 1867, Registered Taxes.....				400 000 00	

Assets of the City of Philadelphia for the Year 1867.

Cash on hand November 1st, 1866.....	\$538,440 46
Estimated Receipts of Registered Taxes in 1867	400,000 00
" " from sources other than Taxes, prior to January, 1867, and for the year 1867.....	1,627,670 00
" " Taxes and Registered Taxes, prior to January, 1867....	450,000 00
" " Trustees of Gas Works, for 1867.....	185,000 00
	<hr/>
Amount required to be provided from Taxes or by Loan..	\$3,201,110 46
By Funding \$1,500,000. leaves to be provided from Taxation	7,604,351 58
	<hr/>
	\$6,104,351 58

Statement of Funded Debt of the City of Philadelphia, and Assets, Nov. 1, 1866.

To amount of City Loans outstanding Nov. 1, 1866.....	\$35,981,799 24	By Cash in hands of Sinking Fund Commissioners.....	\$559,372 50
" authorized but not issued for special purposes, viz., Schools, Water, Gas, &c.....	2,277 800 00	" City Loans	2,736,137 31
		" other securities, valued at.....	18,461,345 00
		" outstanding Taxes collectable.....	850,000 00
		Balance.....	15,152,744 00
	<hr/>		<hr/>
	\$38,259,599 24		\$38,259,599 24

AN ORDINANCE

To levy and fix the rate of Taxes for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Commissioners are hereby authorized and required forthwith to levy on the taxable property returned by the assessors, as the assessment made in the year 1866 (except such as is marked "rural"), a tax of four dollars in the hundred dollars on the assessed value thereof, and upon every taxable inhabitant of the city the sum of twenty-five cents.

SECTION 2. The said tax to be levied for the year 1867, as one City and County tax, and is hereby voted for the following objects for the said year, viz.:

Items.

1. For the relief and employment of the poor, the sum of seventeen (17) cents.
2. For the public schools, the sum of fifty-eight (58) cents.
3. For lighting the City, the sum of twenty-eight (28) cents.
4. For the payment of the interest on the funded debt and for the Sinking Fund, the sum of one (1) dollar and fifty-four (54) cents.
5. For the care of the public highways, the sum of twenty (20) cents.
6. For supply of water, the sum of twenty-one (21) cents.



Items.

7. For the police, the sum of thirty-seven (37) cents.
8. For the care of the City property, the sum of six (6) cents.
8. For the Department of Fire, the sum of seven (7) cents.
10. For the prisons, the sum of seven (7) cents.
11. For the department of City Commissioners, the sum of eleven (11) cents.
12. For street cleansing, the sum of seven (7) cents.
13. For the remaining expenses of the municipality, the sum of twenty-seven (27) cents.

And said amounts are hereby declared to be appropriated for said objects, subject to further direction by ordinance: and it shall be the duty of the Receiver of Taxes to cause to be printed on the tax bills, the rates voted for the objects hereinbefore mentioned.

SECTION 3. On all such portions of assessed property marked "rural," only two-thirds of the tax shall be levied: and no part of that set apart for the relief and employment of the poor shall be levied on the assessed property situate in the wards where houses for the accommodation of the poor are provided, as required by the eighteenth section of the Act of February 2, 1854.

SECTION 4. That in pursuance of the power vested in the Councils of Philadelphia by "A further supplement to an act to incorporate the City of Philadelphia," approved April 17, 1861, there shall be the following allowance made to the payers of taxes, and penalty added for the non-payment by the Receiver of Taxes, to wit: at the rate of twelve per cent. per annum from the date of the payment until the first day of January, if paid before the first day of September; if paid after the first day of September, and on or before the first day of October, an addition of one per cent., and if not paid until after the first day of October, then an addition of two per cent. shall be added to and payable on the same; and if not paid until after the first day of December, then an addition of three per cent. shall be added to and payable on the same.

APPENDIX No. 189.

To the Select and Common Councils
of the City of Philadelphia :

The undersigned, members of the Committee on Finance, who cannot unite with their fellow-members in reporting to your honorable bodies in favor of a tax-rate of four per centum for the year 1867, and the funding of \$1,500,000, beg leave to make the following minority report :

The tax-rate of four per centum for the present year, 1866, was, by the estimates of the Comptroller for the same year, expected to raise the sum of about six and a half millions of dollars ; when, by the same estimates, the sum of about seven millions was the amount requisite to carry on the government of the City, pay the interest upon the public debt, and place in the hands of the Commissioners of the Sinking Fund their proportion to meet the public debt at maturity, and pay off the deficiency of the previous year.

This whole amount should have been paid, because the City had, within about one year before, funded two and a half millions of her obligations in order that everything should be "made square," as it was termed, and the deficiencies then outstanding were the results of the single year, and should therefore have all been paid out of the tax levy for the year 1866. The amount not raised, it will be seen, was about half a million of dollars.

During the year 1866 there have been made extra appropriations of about \$300,000, to the carrying on of the departments, more than was anticipated in the original bills of appropriations at the commencement of the year.

By the report of the Comptroller it will be seen that the amount of extra or additional appropriations for the year is over one and a quarter million of dollars : but this list includes \$95,000 for the ice boat, and \$748,822.40 to the Department of Water ; and, also, an extra to the Department of Police, which, almost exclusively, belongs to the Department of Water : all of which were for permanent improvements and extensions paid by loans for that purpose, and not out of the taxes. These being deducted will leave as has been stated about \$300,000 as the amount of extra appropriations.

In addition to these two sums of \$500,000 not provided for in 1866, and of about \$300,000 extra appropriations for carrying on the City through 1866, the State of Pennsylvania recovered a judgment against the City for deficiency in payment of taxes for four or five years back, in the sum of \$600,000.

These sums of about one and a half million dollars, the majority of your Committee have agreed to recommend Councils to fund, and thus to postpone its payment to a future day.

The undersigned can see no reason to justify the Councils in postponing this payment, but, on the contrary, many arguments in favor of its present payment can be adduced.

It is unquestionably the duty of Councils to impose a sufficient rate of tax to carry on the government. By the funding of \$2,500,000 two years ago, the City was made even, and a rate of 4.40 instead of one of four per centum ought to have been laid for this year, 1866.

The duty of imposing a sufficient rate of tax has always since consolidation been more or less evaded. The Councils of 1865 did for the first time impose a sufficient tax for the payment of the sum down to which they "cut" the "estimates," but the experience of all years has been the same, viz.: That the necessity to have a sum sufficient to carry on any particular department is not rendered less inexorable by the reduction of the "estimate" of its cost, and the extra appropriation bills of the year have always shown the accuracy of the rule. In addition to the anticipated expenses of the departments, it is declared by the Act of Consolidation, February 2, 1854, Sec. 38, P. L. 244, that "There *shall* be annually raised by tax, in addition to the income of the Corporation property, a sufficient sum to discharge the annual interest on the said consolidated City debt, and no debt shall be incurred or loan made by the said City, without a contemporaneous appropriation of a sufficient annual income or tax, *exclusive of loans*, to pay the interest and sink the principal within thirty years." This law is very plain, and if it be admitted that we ought to carry on the government of the year by the taxes of the same year without borrowing, this law imposes the additional duty of paying the interest upon the public debt and the sinking fund "*without loans*." The postponement of the payment for thirty years of the

\$1,500,000 will involve a payment of \$90,000 annually for interest, of \$18,000 per annum for sinking fund and of \$4,500 per annum State tax upon interest, (which all our new loans provide the City shall pay)—altogether \$112,500 a year; a sum nearly equal to what is now expended for the maintenance of the County Prison, and this to extend for thirty years, within most of which time the present high revenues from rents will have ceased, leaving that yearly amount to be met by a less able people.

Again, by reference to the Comptroller's report, it will be seen that there are now on hand for schools, gas, water, &c., remaining unsold, loans amounting to \$2,277,800. The contracts for these works are made, and these loans will be issued during the coming year. If Councils determine to borrow for annual expenses \$1,500,000 more as recommended by the majority of the Committee on Finance, there will be upon the market for the year 1867 nearly \$4,000,000 of City loans. It will be contended that the Commissioners of the Sinking Fund will be able to take the loan, or much of it—but a reference to the law quoted above shows that the amount must be raised by tax, "exclusive of loans"—and this wise provision is here invoked to prevent the compounding of the interest of the public debt, which will be the result of the funding process. The public debt should be increased only by the simultaneous increase of the public property, such as water works, gas works, sewers, &c., which produce the annual sums requisite to pay the interest upon their cost, and sink the principal within the time limited by the law, or the annual interest and sinking fund must be paid by taxes.

Again, the funding of this \$1,500,000 will be the borrowing of it in paper, to be paid in gold. This is a very serious consideration, and of itself should, if additional argument is necessary, cause the Councils to determine that while the cost of government is at paper prices the taxes must be in the same currency. It is contended that the *rate*, four per cent., is very high and should not be increased. To this it may be answered that the aggregate of the assessment of property made to the Councils is \$164,000,000. This sum is not subject to be increased by Councils. The sworn officers of the law are selected by the people to do this duty; and although Councils have endeavored to

obtain greater equalization of taxation and to have made a fairer valuation of property, yet we are nowhere permitted to refrain from the imposition of a proper tax, by reason that it will result in a high "rate." The undersigned admit that the "rate" is very high, and they are led to hope that public sentiment will be stimulated by this rate to give attention to the cause of the evil, so that the Legislature will grant the relief which Councils have sought, but in which they have been thus far unsuccessful in obtaining. Already the interest account of the City is two and a quarter millions of dollars, and we should pause before increasing it. The undersigned have not made allusion to the cost of a new bridge at South street, "estimated" to cost \$600,000, nor to the bill before Common Council providing for the construction of arterial sewers at a cost of \$1,000,000, because it is fair to suppose that even if the work be ordered, but a small part of the loans can be issued during the next year (1867). The amount which the Councils are informed by the Comptroller as the sum necessary to have for the year 1867 is \$7,604,351.58, but since this report was made to Councils your honorable bodies have, by a formal vote, directed your Committee on Finance to augment the appropriation to the proper department \$100,000, for the erection of a house of correction; and also, by a formal vote, the salaries of the police have been increased \$140,000, making an increase together of \$240,000, so that \$7,844,000 will be the amount to be raised. This will require \$4.75, even with some "cutting down" of the estimates. If the Councils had determined to pay as they go, it is thought by some that this last appropriation of \$140,000 would hardly have been made, but the hope that salaries could be raised, and part of the amount funded, deludes many into the idea that somehow payment will be easier. Your Committee on Finance ought, in the view of the undersigned, to report to Councils that the amount necessary is the amount to be laid. The undersigned think that there is no reason that will excuse the funding of part of the expenses that will not justify the funding of the whole; they therefore urge upon Councils the honest payment of the whole sum.

All of which is respectfully submitted.

JOSEPH F. MARCER, *Ch'n*,

JAMES A. FREEMAN,

JOSHUA SPERING,

JAMES F. DILLON.

December 6, 1866.

APPENDIX No. 190.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—Your Committee on Highways, having had under consideration the matter of certain transfers in the annual appropriation to the Department of Highways for the year 1866, submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n</i> ,	GEO. A. SCHAFER,
DANIEL P. RAY,	ROBERT ARMSTRONG,
F. A. WOLBERT,	J. W. HOPKINS,
CHAS. THOMSON JONES.	

December 6, 1866.

RESOLUTION

To authorize certain transfers in the appropriation to the Department of Highways for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller be and he is hereby authorized and directed to make the following transfers in the annual appropriation to the Department of Highways for the year 1866, viz.: From Item 4, for repairing streets, nine hundred (\$900) dollars. From Item 13, for opening streets, seven hundred (\$700) dollars. From Item 19, for repairing railroad streets, twenty-nine hundred and fifty (\$2,950) dollars. From Item 21, for branch culverts, three thousand (\$3,000) dollars. From Item 22, for paving and repaving footways, nine hundred (\$900) dollars. From Item 23, for repairing Delaware river banks, five hundred (\$500) dollars. From Item 24, for new inlets, one thousand (\$1,000) dollars.

To Item 2, for paving intersections, seven thousand seven hundred and fifty (\$7,750) dollars.

To Item 3, for repairing streets, twelve hundred (\$1,200) dollars.

To Item 7, for repairs to roads, one thousand (\$1,000) dollars.

APPENDIX No. 191.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Police respectfully submit the following resolution of transfer, and ask its adoption.

JAS. H. BILLINGTON, <i>Ch'n</i> ,	JOHN C. MARTIN,
SAML. W. CATTELL,	E. A. SHALLCROSS,
CHAS. THOMSON JONES,	WM. J. POLLOCK,
JOSEPH B. HANCOCK,	H. MARCUS,
JOSEPH MANUEL,	G. W. MACTAGUE.

December 6, 1866.

RESOLUTION

Transferring certain items of appropriation to the Police Department for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller be and he is hereby authorized to make the following transfers in the appropriation made to the Police Department for the year 1866, as follows :

From Item 3, "Salaries of high constables, &c.," twenty-nine dollars and ninety two cents. To Item 26, "stationery and printing for telegraph."

From Item 8, "conveyance of prisoners," *twelve hundred dollars*, as follows : To Item 6, "repairs, &c.," five hundred dollars. To Item 9, "meals and medical attendance," four hundred dollars. To Item 15, "stationery and printing," one hundred dollars. To Item 23, "repairs to telegraph," two hundred dollars.

APPENDIX No. 192.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Poor, to whom was referred a communication from the Guardians of the Poor, requesting certain transfers in their appropriation, respect-

fully report that they have considered the same, and submit the annexed resolution making the transfers, and recommend its passage.

ALEX. J. HARPER, <i>Cl'n</i> ,	JOHN A. SHERMER,
W. W. GRAY,	THOS. A. BARLOW,
ROBERT ARMSTRONG,	JOS. MANUEL,
JAS. RITCHIE.	

December 6, 1866.

RESOLUTION

To authorize certain transfers in the appropriation to the Guardians of the Poor for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller is hereby authorized to make the following transfers in the appropriation to the Guardians of the Poor for the year 1866, viz. :

From Item 27, dry goods, the sum of four hundred dollars :
to Item 35, gas and oil, four hundred dollars.

From Item 29, hosiery, yarn, thread, cotton, combs, needles and trimmings, the sum of three hundred dollars :
to Item 6, marketing for hospital and nurses' tables.

From Item 75, maintaining and educating three deaf mutes in the Deaf and Dumb Asylum, in the city, the sum of seven hundred and twenty dollars, to the following items, to wit :

To Item 7, salary of apothecary and assistants and recording clerk, the sum of eighty-seven dollars and fifty cents. To Item 32, purchase and repairs of stoves and cooking apparatus, the sum of two hundred and ninety-two dollars and fifty cents. To Item 39, salaries of door-keeper, assistant engineer, plumber and gas fitter, baker, general watchman and police officer, the sum of twenty-seven dollars and fifty cents. To Item 65, salaries of secretary, out-door agent, messenger, wagon driver, and visitor of children, the sum of twelve dollars and fifty cents. To Item 70, cost of serving processes and removal of non-residents, the sum of three hundred dollars.

APPENDIX No. 193.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Trusts and Fire, to whom was referred the application of the Spring Garden Hose Company for four months gratuity as a hose company previous to being located as a steam fire engine company, beg leave to report that, having given the subject due consideration, they respectfully report the accompanying resolution, and ask its adoption.

GEO. W. NICKELS, <i>Ch'n pro tem.</i> ,	G. W. MACTAGUE,
WM. PALMER,	JOHN BARDSLEY,
JOSEPH B. HANCOCK,	CHAS. M. WAGNER,
H. MARCUS.	

December 6, 1866.

RESOLUTION

Authorizing the City Controller to make a certain transfer.

Resolved by the Select and Common Councils of the City of Philadelphia, That the sum of one hundred and thirty-three dollars and thirty-three cents (\$133.33) be and the same is hereby authorized to be transferred from Item 12, for the purpose of paying the Spring Garden Hose Company for four months gratuity as a hose company previous to their being located as a steam fire engine company.

APPENDIX No. 194.

To the President and Members
of Select and Common Council :

GENTLEMEN :—The Committee on Markets, to whom was referred the petition of the citizens of Manayunk, asking the appointment of a clerk of market, respectfully report, That we have reason to believe that the citizens suffer great injury from light weights and unwholesome provi-

sions sold in the markets of Manayunk. We would, therefore, recommend the passage of the annexed Ordinance.

CHARLES THOMSON JONES, <i>Ch'n</i> ,	JOS. MANUEL,
WILLIAM CALHOUN,	SAML. C. WILLITS,
GEORGE DERBYSHIRE,	WILLIAM STOKES,
GEO. F. OMERLY,	W. F. SMITH.

AN ORDINANCE

To authorize the Commissioner of Markets to appoint a Clerk for the Market in Manayunk, Twenty-First Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Commissioner of Markets be and is hereby authorized to appoint a clerk for the markets in Manayunk, Twenty-first Ward, whose duty shall commence on the first of January, 1867, at a salary of one hundred and fifty dollars per annum.

APPENDIX No. 195.

To the President and Members of
Select and Common Councils:

GENTLEMEN:—The Committee on Markets, to whom was referred the communication from the Law Department, in reference to the subject of re-leasing the premises at the southwest corner of Fifth and Walnut streets, together with a resolution upon the subject, would respectfully report that we have considered the same, and believe that the advance rent asked is not too much for the property, considering the location and convenience of the same; and your Committee further believe that it is unwise to be continually changing the locality of the Department, especially one where so many of our citizens have business with the same. It is important that early action be had upon the subject, as the Commissioner is required by law to give fifteen days' notice to the occupants of stalls and stands of the amount of rent due January 1, 1867. We,

therefore, report the resolution back to Council, and ask the adoption of the same.

WM. STOKES, <i>Ch'n</i> ,	SAML. C. WILLITS,
CHAS. THOMSON JONES,	GEO. DERBYSHIRE,
WM. F. SMITH,	JOS. MANUEL,
WILLIAM CALHOUN.	

RESOLUTION

To authorize the re-leasing of the premises now occupied by the Department of Markets, Wharves and Landings.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Mayor be and he is hereby authorized to re-lease for a term of three years, at the rental of not exceeding one thousand dollars per annum, the premises now occupied by the Department of Markets, Wharves and Landings, at the southwest corner of Fifth and Walnut streets, first story.

APPENDIX No. 196.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance respectfully report that they have considered the estimates of the Guardians of the Poor for 1867, which have been approved by the Committee on Poor, and submit the annexed Ordinance to make an appropriation to the Guardians of the Poor for the expenses of the year 1867, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	S. G. KING,
H. C. HARRISON,	A. M. FOX,
JAMES F. DILLON,	A. L. HODGDON,
JOSHUA SPERING,	ALEX. J. HARPER,
SAM'L W. CATTELL.	

December 11, 1866.

AN ORDINANCE

To make an appropriation to the Guardians of the Poor for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of four hundred and fifty-three thousand, seven hundred and forty dollars (\$453,740) be and the same is hereby appropriated to the Guardians of the Poor to defray the expenses of that department for the year 1867, as follows :

Hospital Department.

Items.

1. For drugs and medicines, ten thousand (10,000) dollars.
2. For sugar, butter, lard, oat and cake meal, one thousand (1,000) dollars.
3. For brandy, wine, whiskey and porter, eight thousand (8,000) dollars.
4. For surgical instruments, leeches, leeching and microscope, six hundred (600) dollars.
5. For books and binding for medical library, and preservation of pathological specimens, five hundred (500) dollars.
6. For marketing for hospital and nurses' tables, nine thousand five hundred (9,500) dollars.
7. For salary of apothecary and assistants, and recording clerk, two thousand three hundred (2,300) dollars.
8. For wages on pay roll, four thousand five hundred (4,500) dollars.
9. For board of resident physicians, two thousand one hundred (2,100) dollars.
10. For incidental expenses, three hundred (300) dollars.

Insane Department.

11. For marketing for Insane department two thousand four hundred (2,400) dollars.
12. For salaries of resident physician and clerk, and board of assistant resident physician, eighteen hundred and sixty (1,860) dollars.

Items.

13. For wages on pay roll, chargeable to Insane Asylum, four thousand three hundred (4,300) dollars.
14. For incidental expenses, two hundred and fifty (250) dollars.

Children's Asylum.

15. For marketing and supplies for matron's and nurses' tables, eight hundred (800) dollars.
16. For wages on pay roll, chargeable to Children's Asylum, seven hundred (700) dollars.
17. For salaries of matron, teacher and assistant matron, eight hundred (800) dollars.
18. For incidental expenses, three hundred (300) dollars.

House Generally.

19. For flour, corn and corn meal, sixty thousand (60,000) dollars.
20. For beef, mutton, veal, pork and bacon, fifty thousand (50,000) dollars.
21. For tea, coffee, rye, sugar and molasses, thirty-seven thousand five hundred (37,500) dollars.
22. For codfish, butter, lard, rice, corn, hominy, barley, salt and pepper, twenty thousand (20,000) dollars.
23. For potatoes, beans and other vegetables, four thousand (4,000) dollars.
24. For crackers, hops, malt, vinegar and pickles, two thousand three hundred (2,300) dollars.
25. For marketing for Old Women's Asylum, one thousand (1,000) dollars.
26. For marketing for Alms House, eight hundred (800) dollars.
27. For dry goods, twenty thousand (20,000) dollars.
28. For boots, shoes, hats and caps, seven hundred (700) dollars.
29. For hosiery, yarn, thread, cotton, combs, needles and trimmings, four thousand (4,000) dollars.
30. For tobacco, soap, lime and starch, three thousand (3,000) dollars.

Items.

31. For hardware, crockery, tinware, brushes and brooms, three thousand (3,000) dollars.
32. For purchase and repairs of stoves and castings and cooking apparatus, five hundred (500) dollars.
33. For general repairs to house, plumbing, gas fitting and materials therefor, eight thousand (8,000) dollars.
34. For fuel, of which all coal used shall be Schuylkill, which shall be obtained from miners only, twenty-two thousand (22,000) dollars.
35. For gas and oil, five thousand eight hundred (5,800) dollars.
36. For furniture and straw, three thousand seven hundred and fifty (3,750) dollars.
37. For cleaning sinks and chimneys, two hundred (200) dollars.
38. For salaries of steward, clerk and storekeeper, house agent, matron and steward's clerk, five thousand one hundred and fifty (5,150) dollars.
39. For salaries of doorkeeper, engineer, assistant engineer, plumber and gas fitter, baker, general watchman and police officer, three thousand eight hundred and fifty (3,850) dollars.
40. For wages on pay roll, chargeable to house generally, two thousand five hundred (2,500) dollars.
41. For fire hose, and repairs for the same, one thousand (1,000) dollars.
42. For incidental expenses, four hundred (400) dollars.

Manufacturing Department.

43. For leather, lasts and shoe findings, six thousand (6,000) dollars.
44. For tallow and caustic alkali, and material for making soap, two thousand (2,000) dollars.
45. For chain, filling and weaving materials, twenty thousand (20,000) dollars.
46. For tools, coal, iron and steel, six hundred (600) dollars.
47. For tin, glass, paints, varnish, oil, glue, brushes, three thousand (3,000) dollars.
48. Lumber, two thousand five hundred (2,500) dollars.
49. Quarrying stone, one hundred (100) dollars.

Items.

50. Purchase of hardware and iron for making iron bedsteads, eight hundred (800) dollars.
51. Salary of superintendent, eight hundred (800) dollars.
52. Wages on pay-roll, chargeable to the manufactory and overwork, six hundred (600) dollars.
53. Incidental expenses, three hundred (300) dollars.

Farm and Blockley Estate.

54. Lumber and repairs, eight hundred (800) dollars.
55. Lime, sand and masonry, two hundred (200) dollars.
56. Repairing wharf, pumping engine and meadow banks, five hundred (500) dollars.
57. Straw and feed for horses and cows and for purchase of milk, four thousand five hundred (4,500) dollars.
58. Seeds, manure and farming utensils, five hundred (500) dollars.
59. Purchase of horses, cows, wagons, etc., fifteen hundred (1,500) dollars.
60. Iron and blacksmith work, five hundred (500) dollars.
61. Salaries of farmer and gardener, seventeen hundred (1,700) dollars.
62. Wages on pay-roll, chargeable to farm and garden, two hundred (200) dollars.
63. Incidental expenses, three hundred and fifty (350) dollars.

Out-door Expenses.

64. Salaries of secretary, out-door agent, messenger, wagon driver, and visitor of children, three thousand seven hundred and fifty (3,750) dollars.
65. Travelling expenses of house agent and support of non-residents, two hundred and fifty (250) dollars.
66. Tax and ground rent of city office, one hundred and eighty (180) dollars.
67. Repairs to city office, gas, water rent and incidental office expenses, three hundred and fifty (350) dollars.
68. Expenses of support and bastardy cases, twelve thousand five hundred (12,500) dollars.

Items.

69. Cost of serving processes and removal of non-residents, twelve hundred (1200) dollars.
70. Cupping, leeching, and burial cases, six hundred (600) dollars.
71. Rent of visitors' office, fourteen hundred (1,400) dollars.
72. Salaries of out-door visitors, six thousand four hundred (6,400) dollars.
73. Salaries of out-door physicians and apothecaries, three thousand seven hundred and eighty (3,780) dollars.
74. Maintaining and educating two deaf mutes in the deaf and dumb asylum in the city, seven hundred and twenty (720) dollars.
75. Support of twelve feeble-minded children at the Pennsylvania Training School at Media, "in accordance with an Ordinance approved December 31st, 1862," two thousand four hundred (2,400) dollars.
Provided, That the Guardians be requested not to fill any vacancies that may occur by reason of the death or removal of any of the recipients of this charity.
76. Stationery, printing and advertising, two thousand two hundred (2,200) dollars.
77. Railroad tickets for guardians and medical board, four hundred (400) dollars.
78. Provisions for small-pox patients, one hundred (100) dollars.
79. Incidental expenses, two hundred (200) dollars.

For Relief of Out-door Poor.

80. First Poor District: seven thousand (7,000) dollars.
81. Second Poor District: seven thousand (7,000) dollars.
82. Third Poor District: eight thousand five hundred (8,500) dollars.
83. Fourth Poor District: seven thousand five hundred (7,500) dollars.
84. Fifth Poor District: five thousand three hundred (5,300) dollars.
85. Sixth Poor District: six thousand (6,000) dollars.
86. Seventh Poor District: seven thousand (7,000) dollars.
87. Eighth Poor District: four thousand five hundred (4,500) dollars.

Items.

88. Ninth Poor District: three thousand (3,000) dollars.

89. Tenth Poor District: two thousand (2,000) dollars.

90. Eleventh Poor District: two thousand four hundred (2,400) dollars.

And warrants shall be drawn by the Guardians of the Poor, in accordance with existing ordinances.

A P P E N D I X N o. 197.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance respectfully report that they have examined the estimates of the Commissioner of Markets, and submit the annexed Ordinance to make an appropriation to the Department of Markets, Wharves and Landings, for 1867.

JOSEPH F. MARCER, *Ch'n*,

A. H. FRANCISCUS,

S. G. KING,

ALEX J. HARPER,

JAS. A. FREEMAN,

HENRY C. HARRISON,

A. L. HODGSON.

December 11, 1867.

AN ORDINANCE

To make an appropriation to the Department of Markets, Wharves and Landings, for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirty-three thousand six hundred and eighty-nine dollars and seventeen cents (33,689.17) be and the same is hereby appropriated to the Department of Markets, Wharves and Landings, for the expenses of said Department for the year 1867, as follows :

Item 1. For salaries of Commissioner and Clerk, twenty-one hundred (2,100) dollars.

Item 2. For salaries of Clerks of Markets, five thousand nine hundred and ninety (5,990) dollars. And it shall be the duty of the Controller, before he shall countersign any warrant drawn on this item, to administer an oath or affirmation to each clerk, that he has delivered to the Guardians of the Poor all butter and other articles forfeited under existing laws.

Item 3. For printing, blank books, stationery, advertising, scales, weights, and regulating the same, making fires, cleaning office and posting bills, seven hundred and twenty (720) dollars.

Item 4. For repairs to market houses, three thousand (3,000) dollars.

Item 5. For cleansing docks, four thousand five hundred (4,500) dollars.

Item 6. For repairs to wharves and landings, thirty-five hundred (3,500) dollars.

Item 7. For repairing wharves, four hundred (400) dollars.

Item 8. For ground rents, two hundred and seventy-nine dollars and seventeen cents (\$279.17).

Item 9. For fees of auctioneer, five hundred (500) dollars.

Item 10. For cleansing markets, three thousand seven hundred (3,700) dollars.

Item 11. For rent of office, one thousand (1,000) dollars.

Item 12. For the erection of additional market houses, under the supervision of the Committee on Markets, on Girard avenue between Seventh and Eighth streets, similar to those already erected on said street, for the exclusive use of farmers, the rents of the same to be arranged by the Committee on Markets in conjunction with the Commissioner, the sum of eight thousand (8,000) dollars. Provided, that the Commissioner of Markets shall advertise for proposals, and award the contract to the lowest bidder.

And the warrants shall be drawn by the Commissioner of Markets.

APPENDIX No. 198.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance respectfully report that they have examined the estimates for the Police Department for 1867, and report the annexed Ordinance to make an appropriation to the Department of Police for the year 1867.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. H. FRANCISCUS,
ALEX. J. HARPER,	JAS. A. FREEMAN,
S. G. KING,	A. S. HODGDON,
HENRY C. HARRISON.	

December 11, 1866.

AN ORDINANCE

To make an appropriation to the Department of Police for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of eight hundred and fifty-seven thousand four hundred and thirty-four dollars and ten cents (\$857,434.10) be and the same is hereby appropriated to defray the expenses of the Department of Police for the year 1867.

Item 1. For salaries of the Mayor, two clerks, and messenger, eight thousand nine hundred and twelve dollars and fifty cents (\$8,912.50).

Item 2. For salaries of Chief of Police and Chief of Detective force and Fire Marshal, five thousand two hundred and fifty dollars (\$5,250).

Item 3. For salaries of seven high constables, eight detectives, eighteen lieutenants, and thirty-two sergeants, seventy-three thousand six hundred and twenty-eight dollars and sixty cents (\$73,628.60).

Item 4. For the salaries of seven hundred and seventy-six policemen, seven hundred and eight thousand one hundred dollars (\$708,100).

Item 5. For the uniforms of seven hundred and thirty-eight policemen, at forty dollars each, to be paid in equal semi-annual proportions to each uniformed policeman, for the purchase of uniforms, under the direction of the Mayor,

twenty-nine thousand five hundred and twenty dollars (\$29,520).

Item 6. To repairs to station houses, rooms and cells, and for furniture and boats and repairs to the same, one thousand eight hundred dollars (\$1,800).

Item 7. For cleansing station houses, rooms and cells, thirty-eight hundred dollars (\$3,800).

Item 8. For the conveyance of prisoners by van, six thousand and twenty-three dollars (\$6,023). This work to be given to the lowest bidder, upon proposals invited for the same.

Item 9. For meals and medical attendance, thirteen hundred dollars (\$1,300).

Item 10. For bedding, three hundred dollars (\$300).

Item 11. For badges, rattles, buttons, maces, and belts for officers, seven hundred dollars (\$700).

Item 12. For stoves and heaters and repairs to the same, four hundred dollars (\$400).

Item 13. For fuel, three thousand dollars (\$3,000), and all coal used shall be Schuylkill, obtained from miners only.

Item 14. For incidental expenses, one thousand six hundred dollars (\$1,600).

Item 15. For stationery and printing, one thousand five hundred dollars (\$1,500).

Item 16. For arrests and conviction of offenders, and for foreign telegraph expenses, one thousand dollars (\$1,000).

Item 17. For expenses to be incurred in procuring evidence, and in the investigation of alleged violations of law, five hundred dollars (\$500).

Item 18. For expenses to be incurred in the pursuit of criminals who have escaped beyond the limits of the police districts of the city, five hundred dollars (\$500).

Item 19. For taking up dogs, and for killing the same, one thousand dollars (\$1,000).

Item 20. For ice to station houses and central office, four hundred dollars (\$400).

Item 21. For rent of station house, Chestnut Hill, seventy-five dollars (\$75).

Expenses of Police and Fire Alarm Telegraph.

Item 22. For Salaries of Superintendent and Assistant Superintendent, twenty-six hundred dollars (\$2,600).

Item 23. For repairs, two thousand dollars (\$2,000).

Item 24. For keep of horse and wagon, three hundred and twenty-five dollars (\$325).

Item 25. For batteries and acids, two thousand dollars (\$2,000).

Item 26. For stationery and printing, four hundred dollars (\$400).

Item 27. For incidental expenses, two hundred dollars (\$200).

Item 28. For painting telegraph poles, six hundred dollars (\$600).

And the warrants shall be drawn by the Mayor.

APPENDIX No. 199.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance respectfully report the annexed Ordinance to make an appropriation for Cleansing the Streets of the City for 1867, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	JAMES A. FREEMAN,
ALEX. J. HARPER,	S. G. KING,
A. H. FRANCISCUS,	HENRY C. HARRISON,
A. L. HODGDON.	

December 11, 1866.

AN ORDINANCE

To make an Appropriation for Cleansing the Streets of the City for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one hundred and five thousand dollars be and the same is hereby appropriated for Cleansing the Streets of the City for 1867, as follows :

Item 1. For cleansing the streets and removing ashes and offal in the Northern District, sixty thousand dollars.

Item 2. For cleansing the streets and removing ashes and offal in the Southern District, forty-five thousand dollars.

Warrants to be drawn by the Mayor, in conformity with existing Ordinances.

A P P E N D I X N o . 200.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance respectfully report that they have considered the estimates of the Trustees of the City Ice Boat, and submit the annexed Ordinance to make an appropriation to the Trustees of the City Ice Boat for 1867, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	JAS. A. FREEMAN,
ALEXANDER J. HARPER,	S. G. KING,
A. H. FRANCISCUS,	A. L. HODGDON.

December 11, 1866.

AN ORDINANCE

To make an Appropriation to the Trustees of the City Ice Boat for the
year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirteen thousand eight hundred (\$13,800) dollars be and the same is hereby appropriated to the Trustees of the City Ice Boat to defray the following expenses, viz. :

Item 1. For repairs to and equipment of boat and machinery, two thousand (\$2,000) dollars.

Item 2. For fuel, five thousand (\$5,000) dollars.

Item 3. For wages, five thousand (\$5,000) dollars.

Item 4. For provisions, twelve hundred (1,200) dollars.

Item 5. For insurance, wharfage, stationery and incidentals, six hundred (\$600) dollars. *Provided*, That all the fuel, provisions and other supplies shall be obtained by advertisement therefor; the contracts to be given to the lowest bidder.

The warrants to be drawn by the Trustees of the City Ice Boat.

APPENDIX No. 201.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance respectfully report that they have considered the estimates of the City Treasurer for 1867, and submit the annexed Ordinance to make an appropriation to the Department of the City Treasurer for the year 1867, and recommend its passage.

JOSEPH F. MARCER, *Ch'n*, JAS. A. FREEMAN,
ALEX. J. HARPER, S. G. KING,
A. H. FRANCISCUS, HENRY C. HARRISON,
A. L. HODGDON.

December 11, 1866.

AN ORDINANCE

To make an appropriation to the Department of the City Treasurer for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of eighteen thousand seven hundred and fifty (18,750) dollars be and the same is hereby appropriated to the Department of the City Treasurer for the year 1867, as follows:

Item 1. For the salary of the City Treasurer, twenty-five hundred (2,500) dollars.

Item 2. For salaries of Chief Clerk, Paying Teller, Stock Clerk, Transfer Clerk and Warrant Clerk, sixty-three hundred (6,300) dollars.

Item 3. For salaries of miscellaneous Clerks and Messenger, forty-eight hundred (4,800) dollars.

Item 4. For books, printing and stationery, three thousand (3,000) dollars.

Item 5. For advertising, one hundred and fifty (150) dollars.

Item 6. For fuel, stamps required by Act of Congress, office, and other expenses, two thousand (2,000) dollars.

Warrants shall be drawn by the City Treasurer.

APPENDIX No. 202.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Finance, to whom was referred a communication from Charles A. Porter, Supervisor, submitting the names of his sureties, respectfully report that they have considered the same, and submit the annexed resolution approving the sureties of Charles A. Porter, Supervisor, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. L. HODGDON,
ALEX. J. HARPER,	JOSHUA SPERING,
S. G. KING,	A. M. FOX,
HENRY C. HARRISON,	JAMES F. DILLON,
SAML. W. CATTELL.	

December 11, 1866.

RESOLUTION

Approving the sureties of Charles A. Porter, Supervisor.

Resolved by the Select and Common Councils of the City of Philadelphia, That Peter B. Long and William G. Rutherford are hereby approved as sureties of Charles A. Porter as Supervisor of the Seventh and Eighth Wards, and the City Solicitor is hereby directed to draw a bond with warrant of attorney for said parties to execute, and to cause a judgment to be entered thereupon.

APPENDIX No. 203.

AN ORDINANCE

To make an appropriation to the Clerks and Messengers of Select and Common Councils, for extra services for the year 1866.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of seven hundred dollars be and the same is hereby appropriated to pay the Clerks and Messengers of Select and Common

Councils for extra services for the year 1866, to wit: To each the sum of one hundred dollars; and warrants shall be drawn by the Clerks of Councils in accordance with existing Ordinances, and all Ordinances or parts of Ordinances, inconsistent with the provisions of this Ordinance, be and the same are hereby repealed.

A P P E N D I X N o. 204.

AN ORDINANCE

Supplementary to an Ordinance, entitled "An Ordinance appropriating certain portions of Broad Street, &c., &c.," approved July 5th, 1866.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the privilege given to property owners to change the character of paving, as specified in Section 1 of Ordinance to which this is supplementary, shall under the same restrictions include the centre roadway therein designated as the "macadamized drive." *Provided*, That the macadamizing shall not be replaced or superseded by either cobble or cubical stone paving.

A P P E N D I X N o. 205.

RESOLUTION

Of Investigation in regard to Carriages furnished to Committee on Gas Investigation of Common Council.

Resolved by Common Council, That a Committee of three be appointed to investigate the charge made by the member of the Twentieth Ward, to wit: that two hundred dollars had been paid on account of carriage hire for Special Committee of this Chamber on investigating the Gas Works.

A P P E N D I X N o. 206.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The Committee on Gas respectfully report that they have considered the communication from the Trustees of the City Gas Works, asking for certain

transfers in their appropriation, and submit the annexed resolution to make the same, and recommend its passage.

H. C. ORAM, *Ch'n*,
M. HALL STANTON,
JOSEPH HILL,

WILLIAM BUMM,
H. W. GRAEF,
NICHOLAS SHANE.

December 11, 1866.

RESOLUTION

Authorizing certain transfers in the Appropriation for Lighting the City for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller is hereby authorized to make the following transfers in the appropriation for the Lighting of the City for the year 1866, viz.:

From Item 2, for lighting, extinguishing and furnishing gas for new lamps, the sum of five hundred dollars: to Item 3, for the erection of new lamps.

From Item 2, for lighting, extinguishing and furnishing gas for new lamps, the sum of one thousand dollars: to Item 5, for repairs and renewals.

APPENDIX No. 207.

AN ORDINANCE

To make an appropriation to pay the interest on the Funded Debt of the City of Philadelphia falling due on the first day of January, 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one million one hundred and twenty-five thousand dollars (\$1,125,000) be and the same is hereby appropriated to pay the interest of the funded debt of the City of Philadelphia falling due on the first day of January, Anno Domini one thousand eight hundred and sixty-seven.

And warrants for the payment of said interest shall be drawn as follows: The City Treasurer shall present to the Mayor a list of the loanholders, to be paid as aforesaid; the amount of the principal of the debt owned by them

respectively ; the rate and amount of interest accrued ; the amount of the State Tax to be deducted and retained, and the net sum due for interest ; and at the foot of each list the Mayor shall add the following warrant.

MAYOR'S OFFICE,

1866.

TO THE CITY TREASURER :

Pay to the persons and corporations above named the amounts respectively due to them as above set forth, for interest on City debt due.

Mayor.

The said lists and warrants shall be presented to the City Controller to be countersigned by him.

APPENDIX No. 208.

AN ORDINANCE

To make an appropriation to pay the Funded Debt of the City of Philadelphia maturing during the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two hundred and seven thousand one hundred and eighteen dollars and forty-six cents (207,118.46) be and the same is hereby appropriated to the Commissioners of the Sinking Fund, for the purpose of paying from time to time, as the same may be claimed, the funded debt of the City maturing during the year 1867. And warrants for the payment of said appropriation shall be drawn by the Commissioners of the Sinking Funds in favor of the City Treasurer, upon the presentation of the certificates of loan, as the same are paid by him. And he is hereby authorized to pay the said certificates of loan on presentation.

APPENDIX No. 209.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—There seems to be a misunderstanding of the management and condition of the affairs of this Department, and also an impression that the improvements made to the works are not judicious expenditures; and as these impressions in the minds of members of your honorable body are injuriously affecting the interests of the Department as well as myself, to whom you have intrusted the Department for six years and a half, I would most respectfully ask your attention to the following statements, designed to vindicate the action of Councils in authorizing the work and in making the appropriations for carrying it on, as well as on my own behalf; and requesting such action on your part as may be deemed proper in the premises.

On taking charge of the Water Works in July, 1858, a large number of petitions from various parts of the City were referred to me by Councils, with a resolution directing me to report upon a means of furnishing an adequate supply of water for all parts of the City. In answer to the resolution, a report was presented to Councils in October (see Appendix No. 220, Journal of Select Councils, page 442). Of the extensions and improvements of the Works suggested in this report, the following have been carried out from time to time, as Councils deemed it proper to sanction and make appropriations:

Three turbines and pumps.....	\$67,975 98
Mill-house one hundred and twenty-three feet long.....	73,050 05
Mains connecting new and old works.....	15,825 02
Raising Corinthian avenue reservoir eleven feet and increasing its capacity twenty mil- lion gallons, and building retaining walls..	61,636 80
Laying a thirty-inch main from Corinthian avenue reservoir to Broad and Prime street, a twenty-inch main on Prime street from Broad to Tenth street, and a sixteen-inch main on Prime street from Tenth to Fifth..	126,175 10

Laying a forty-eight inch main from Fairmount to Corinthian avenue reservoir.....	\$80,674 07
Laying a thirty-inch main from Corinthian avenue reservoir to Kensington reservoir..	156,317 65
Extending the wharf, laying a suction main, erecting a stand-pipe and connecting the same at the Delaware Works	30,000 00
Laying a twenty-inch main on Washington avenue from Broad to Twenty-first street...	20,270 85
Laying a thirty-inch main on Poplar street to connect the thirty-inch main from Spring Garden reservoir to the two sixteen-inch mains on Ridge avenue from the same reservoir.....	12,108 25
Total.....	<hr/> \$644,033 67

The results of these improvements have been :

1st. An increase of the pumping capacity of the Works of twenty-six million gallons per day.

2d. An increase of the storage capacity of the Works of twenty million gallons.

3d. An increase of the daily capacity of the mains for distributing water of twenty-four million gallons.

4th. The connecting of the Works so that they can all be made to assist each other, instead of being entirely independent as before.

The total capacity of the Works for pumping and distributing water, previous to these improvements, was about seventeen million gallons per day, or thirty-four gallons per inhabitant, while the amount supplied last year to a greatly increased population was forty-one gallons per inhabitant.

The capacity of the Works is thus more than doubled by an expenditure of less than one-fifth their original cost.

The total saving in the running expenses, resulting from these improvements, will not be apparent until next year; but it may be estimated at from seventy-five to one hundred thousand dollars per annum. As no accurate accounts were kept of pumping expenses prior to 1859, a detailed statement is impossible.

In 1859, one pound of coal was consumed for every four

hundred and seventy-two and one-tenth gallons of water supplied, and in 1866 one pound of coal for every eight hundred and ninety-three and eight-tenths gallons, showing a saving in coal alone of four thousand seven hundred and fifty-five tons, which, at \$6.25 per ton, would be \$29,718.75. There is a corresponding saving in other items of expense; and next year, when the full benefits of these improvements are realized, there will be a further saving of about \$40,000 in the expense of pumping.

In 1857, the net profits upon the works, after deducting all expenses were fifty-two per cent.; in 1865 they were over fifty-five per cent., showing an increased profit, notwithstanding the price of coal, oil, tallow, repairs, and all other expenses, have more than doubled since the above date.

The total receipts of 1866 will be (December, estimated from the 13th), \$630,000.00; the expenses (December, estimated from the 13th) \$220,667.76, or but \$20,000.00 more than the expenses of 1857, and making the net profits of the Works for this year sixty-five per cent. of the gross income, and if the management of the Department the coming year should not be improved over this, the net earnings of the Works, after deducting all expenses, will be \$450,000.

A number of improvements have also been made to the Works, which yield no direct revenue, but have been paid for out of the annual appropriation for maintaining the Works; among which have been the grading, planting, and improvements of the grounds at Fairmount Works; the sixteen-inch main on Twentieth street from Poplar to Green; the main to Frankford, and replacing wooden pipe with iron, &c., &c.

A portion of the amount annually appropriated for the maintenance of the Works has generally been left unexpended at the end of each year.

The shop, which under other management was a bill of expense, has been made to yield a profit of from two to five thousand dollars annually.

In appropriating the million loan, no provision was made to complete the extensions proposed for Fairmount Works, viz.:

The replacing of the old wheels by turbines, and erect-

ing a large pumping-engine, which will increase the pumping power of the Works ten million gallons at all seasons of the year. This would enable the Department to furnish a full supply, and allow for all contingencies that might occur by accident or drought.

In managing the Works, suggesting or making improvements, or indicating other sources of supply, care has been taken to study the interests of the City. The character of the work done, and the results of these improvements, I would respectfully submit to the judgment of your honorable body.

Yours, respectfully,

HENRY P. M. BIRKINBINE,
Chief Engineer.

APPENDIX No. 210.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Trusts and Fire, to whom was referred the Ordinance entitled an Ordinance supplementary to an Ordinance entitled “An Ordinance Supplementary to an Ordinance to reorganize the Fire Department of the City of Philadelphia,” approved March 5th, 1856, would respectfully report that they have carefully considered the same, and have amended the first section so as to strike out “the Chief of Police and Fire Marshal,” and insert in the place thereof the words, “and two members of the Board of Directors of the Fire Department,” as they are of the opinion that the firemen should have a voice in the Board, as they are interested the most in the Fire Department. The second and third sections they would report entire, as in the original bill, and have stricken out the fourth section as originally reported, and inserted in lieu thereof Section 4 of the annexed bill, the principal features of which are that it gives the firemen the right to elect their own officers to govern them, viz., the Chief Engineer and five Assistants of the Fire Department, with the tenure of office for five years, from October, 1868, and that after their term of office of five years they shall not be eligible to re-election, which they think will make them independent of the Department, as they will

not be subject to the firemen, as they will have then no inducement to cajole or seek their favor. It also continues the present Chief and Assistants in office until October, 1868. They therefore report the annexed Ordinance and ask its passage.

DAVID J. GRIFFITHS, <i>Ch'n</i> ,	JOS. B. HANCOCK,
WILLIAM PALMER,	GEO. W. NICKELS,
G. W. MACTAGUE,	HENRY MARCUS,
GEO. F. OMERLY.	

December 13, 1866.

AN ORDINANCE

Supplementary to an Ordinance entitled, "An Ordinance Supplementary to an Ordinance to reorganize the Fire Department of the City of Philadelphia," approved March 5th, 1856.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Mayor of the City, the Presidents of Select and Common Councils, one member of the Trustees of the Fire Association, to be annually selected by themselves, one member of the Board of Directors of the United Firemen's Insurance Company, to be annually selected by themselves, one member of the Board of Underwriters, and two members of the Board of Directors of the Fire Department, who shall also be chosen annually by themselves, be and the same are hereby constituted a Board, to be styled The Board of Fire Commissioners of the City of Philadelphia; and the said Board of Fire Commissioners are hereby authorized to make such rules and regulations for the government of the Fire Department as they deem necessary.

SEC. 2. That all complaints and charges against any company which is now or may hereafter become part of the Fire Department of the City of Philadelphia, shall be heard by the said Board of Fire Commissioners, whose decision shall be final upon the matter, and the said Board are hereby authorized and empowered to suspend for a term or dismiss from the Fire Department any company which shall refuse to be governed by the rules established by the said Board.

SEC. 3. The Chief Engineer and Assistant Engineers of the Fire Department shall be subject to such rules and

regulations as the said Board of Fire Commissioners may prescribe. All charges against the Chief Engineer or any of the Assistant Engineers for any misconduct in office or neglect of duty shall be heard and determined by the said Board of Fire Commissioners, who are hereby fully authorized to suspend for a term, or dismiss from office, the party whom they shall convict of any such official misconduct or neglect of duty; and the salaries of the officers so suspended or dismissed shall cease during the term of their suspension or from the date of their dismissal.

SEC. 4. That the Board of Directors of the Fire Department shall at their stated meeting in September, 1868, and at the same time, every fifth year thereafter, make general nominations for a Chief Engineer and five Assistant Engineers of the said Department, and shall cause a list of the nominations thus made to be forwarded immediately to each company represented in the said Board; and each of said companies shall at a meeting thereof, respectively to be held on the second Monday in October following, vote for a Chief Engineer and five Assistant Engineers from the nominations thus made and furnished; and the President and Secretary of said companies, respectively, shall make out a certificate under their hands and seals, setting forth the names of the persons receiving the highest vote in such company for Chief Engineer and Assistant Engineers, which certificates they shall seal up and forward to the Board of Directors, at their meeting to be held on the Tuesday evening following, at eight o'clock; and the certificates thus received by the said Board shall be opened by the President thereof and read aloud; and the persons having the highest number of companies shall be nominated to the Select Council for Chief Engineer and Assistant Engineers, and if confirmed by the said Council they shall be the Chief Engineer and Assistant Engineers of the Fire Department for five years, and shall not be eligible for re-election. That, should any vacancy occur by death or rejection of any nominee or otherwise, said vacancy shall be filled in the manner hereinbefore provided; or should the Board of Directors of the Fire Department and the Fire Companies neglect or refuse to make the nominations as hererein provided, and return the same to Select Council for confirmation for the space of sixty

days after the time herein provided, that then the Select and Common Councils shall in joint meeting proceed to elect the Chief and Assistant Engineers, as provided by this Ordinance.

SEC. 5. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

APPENDIX No. 211.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—We, the undersigned, members of Committee on Trusts and Fire, to whom was referred the Ordinance entitled “An Ordinance Supplementary to an Ordinance entitled ‘An Ordinance to reorganize the Fire Department of the City of Philadelphia,’” approved March 5th, 1856, would respectfully report that they have fully and carefully considered the same, first inviting the most prominent and experienced firemen of our city, together with the officers of the late Firemen’s Convention, for the purpose of conferring with them as to the best method of accomplishing the duties delegated to us by your honorable bodies, to wit, to report a perfect and satisfactory bill to reorganize the Fire Department; and, in presenting the accompanying Ordinance, feel that they have offered a bill which will place under the proper and absolute control of responsible gentlemen the whole subject of the Fire Department, and a measure which we trust will meet the approval of all members who deplore the present condition of the Fire Department, and seek its reformation, in order that the lives and property of our citizens may be properly and efficiently protected, and our city relieved from the present inefficient organization.

The Ordinance herewith submitted, gives the fire companies three representatives in said Board of Fire Commissioners, which we trust will meet the views of the members of the Fire Department, as we deem it proper and just that so large a class of our citizens, who have given so much of their time, money and energy to create and sustain a volunteer fire department, should be represented in said board.

We think the time has come when a change is absolutely demanded by the people, and, after hearing directly from the firemen, through their committee appointed by the late convention, we are convinced that the great mass of firemen will be satisfied with this Ordinance; at all events, we feel that after providing in said bill for three parts of said commission to be chosen by the firemen, one part by the fire insurance interests of our city, and the remainder to be composed of such responsible gentlemen as the Mayor of our city, the Presidents of Select and Common Councils, together with the Chief of Fire Detectives, that we feel assured you will approve of said Ordinance.

We therefore urge upon Councils its prompt adoption.

Respectfully yours,

JOHN BARDSLEY,

WM. J. POLLOCK,

JOHN A. SHERMER.

AN ORDINANCE

Supplementary to an Ordinance entitled "An Ordinance Supplementary to an Ordinance to reorganize the Fire Department of the City of Philadelphia," approved March 5th, 1856.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Mayor of the City, the Fire Marshal, one member of the Board of Directors of the Fire Department, to be annually chosen by themselves, the Presidents of Select and Common Councils, one member of the Trustees of the Fire Association, to be annually selected by themselves, one member of the Board of Directors of the United Firemen's Insurance Company, to be annually selected by themselves, one member of the Board of Underwriters, who shall also be chosen annually by themselves, be and the same are hereby constituted a Board, to be styled "The Board of Fire Commissioners of the City of Philadelphia;" and the said Board of Fire Commissioners are hereby authorized to make such rules and regulations for the government of the Fire Department as they may deem necessary.

SEC. 2. That all complaints and charges against any Company which is now or may hereafter become part of the Fire Department of the City of Philadelphia, shall be heard by the said Board of Fire Commissioners, whose decision

shall be final upon the matter; and the said Board are hereby authorized and empowered to suspend for a term, or dismiss from the Fire Department, any Company which shall refuse to be governed by the rules established by the said Board.

SEC. 3. The Chief Engineer and Assistant Engineers of the Fire Department shall be subject to such rules and regulations as the said Board of Fire Commissioners may prescribe. All charges against the Chief Engineer or any of the Assistant Engineers for any misconduct in office, or neglect of duty, shall be heard and determined by the said Board of Fire Commissioners, who are hereby fully authorized to suspend for a term, or dismiss from office, the party whom they shall convict of any such official misconduct or neglect of duty; and the salaries of the officers so suspended or dismissed shall cease during the term of their suspension or from the date of their dismissal.

SEC. 4. It shall be the duty of the Select and Common Councils of the City of Philadelphia, at any stated meeting in the month of October, 1868, and every third year thereafter, to meet in joint convention and to elect proper persons to be Chief Engineer and Assistant Engineers of the Fire Department. The Chief Engineer shall not be less than thirty years of age, nor have been a member of the Fire Department for less than ten years: *Provided*, That if the said Chief Engineer or any of the Assistant Engineers be suspended or dismissed from their offices, the vacancy so created shall be filled by the Board of Fire Commissioners, for the remainder of the year; and it shall be the duty of Councils to fill the vacancy from the expiration of the year to the expiration of the term, in like manner and form as hereinbefore directed.

SEC. 5. The warrants to be drawn by the President of said Board of Fire Commissioners.

SEC. 6. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

APPENDIX No. 212.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways have had under consideration the subject of the grading and bridging Washington lane, from Hipple's lane to Domino lane, and are of the opinion that it is unnecessary at this time to expend so large a sum of money on said road as would be required to bring it to the established grade of the city ; but are of the opinion that the road should be put in good travelable condition ; and, therefore, submit for your consideration the following resolution, recommending its passage.

HIRAM MILLER, <i>Ch'n.</i>	GEO. A. SCHAFER,
ROBERT ARMSTRONG,	F. A. WOLBERT,
W. T. SMITH,	GEO. F. OMERLY,
J. W. HOPKINS.	

December 13, 1866.

RESOLUTION

To authorize the grading and bridging of Washington lane, Twenty-first Ward.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized and directed to do the necessary grading and culverting on Washington lane from Hipple's lane to Domino lane, to put the same in good travelable condition, at a cost not exceeding the sum of three thousand dollars, to be drawn out of items 8 and 9 of the annual appropriation to the Department of Highways. And so much of a resolution approved July 14, 1866, as is inconsistent herewith be and the same is hereby repealed.

APPENDIX No. 213.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN:—The undersigned Committee on Port Wardens, to whom was referred the communication of the Delaware Avenue Market Company relative to the leasing of Dock street wharf, on the river Delaware, report that the same was duly considered, and that they believe the proposition to be a liberal and advantageous one to the city, and would earnestly recommend the adoption of the annexed Ordinance.

M. HALL STANTON, <i>Ch'n</i> ,	JOHN BARDSLEY,
GEO. A. SCHAFER,	H. W. GRAY,
HIRAM MILLER,	GEO. F. OMERLY,
JAS. M. HUNN.	

AN ORDINANCE

To authorize the Leasing of Dock street wharf, on the river Delaware.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, 'That the Commissioner of Markets, Wharves and Landings be and he is hereby authorized to enter into a lease of Dock street wharf, on the river Delaware, with the Delaware Avenue Market Company, for the term of ten years from the time of the expiration of the present lease, at the rent of four thousand dollars per annum, payable quarterly.

SECTION 2. That the said lessees shall bind themselves, with sufficient security, to extend the pier of said wharf, at their own expense, to the Port Wardens' line, to extend also through the pier the sewer as of its present size and direction ; the work on said extension of pier and sewer to be done within one year from the commencement of the lease, in the most substantial and workmanlike manner, under the supervision of and in accordance with the plan and specifications of the Chief Engineer and Surveyor: *Provided*, that said lessees shall, at all times during said term, keep the docks of said wharf clean, and the pier, wharf, and all the improvements in good order and repair, without any charge to the city, and, at the expiration of said term,

deliver possession of the property so leased to the lessors, including all improvements (except the sheds), in good order and condition.

A P P E N D I X N o. 214.

To the Select and Common Councils
of the City of Philadelphia:

GENTLEMEN:—The Committee on Port Wardens, to whom was referred the communication of the executors of the Fottrel estate, asking the city to sell her portion of the wharf at the foot of Pine street, on the river Delaware, would respectfully report, that we have given the matter our consideration, and would offer the annexed Ordinance and ask its adoption.

JOHN BARDSLEY,
JAMES A. FREEMAN,
H. W. GRAY,
GEO. F. OMERLY,

GEO. A. SCHAFER,
For the purpose of bringing it up.
HIRAM MILLER,
JAS. M. HUHN.

AN ORDINANCE

To authorize the Commissioner of Markets, Wharves and Landings to sell at Public Auction that portion of Pine street wharf, on the Delaware, belonging to the City.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Commissioner of Markets, Wharves and Landings be and is hereby authorized to advertise and sell, at public auction, that portion of Pine street wharf, on the river Delaware, owned by the city: *Provided*, that no bid under twelve thousand dollars shall be accepted.

APPENDIX No. 215.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred a communication from the City Solicitor elect, report the annexed resolution, approving the sureties of James Lynd, City Solicitor elect, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. H. FRANCISCUS,
S. G. KING,	A. L. HODGDON,
JAMES F. DILLON,	JOSHUA SPERING,
SAML. W. CATTELL,	ALEX. J. HARPER,
A. M. FOX,	JAS. A. FREEMAN.

December 19, 1866.

RESOLUTION

Approving the sureties of James Lynd, City Solicitor elect.

Resolved by the Select and Common Councils of the City of Philadelphia, That Josiah Kisterbock and Joseph Berens are hereby approved as the sureties of James Lynd, City Solicitor elect; and the official bond thereof shall be deposited, when executed, with the Mayor of the City.

APPENDIX No. 216.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred “A communication from the Receiver of Taxes, asking a certain transfer,” report the annexed resolution, and recommend its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. H. FRANCISCUS,
S. G. KING,	A. L. HODGDON,
JAMES F. DILLON,	JOSHUA SPERING,
SAML. W. CATTELL,	ALEX. J. HARPER,
A. M. FOX,	JAS. A. FREEMAN.

December 19, 1866.

RESOLUTION

To make a certain transfer in the appropriation to the Receiver of Taxes for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller be and is hereby authorized to transfer the sum of four hundred and fifty dollars from Item 8 (advertising liens) to Item 7 (incidentals) in the appropriation to the Receiver of Taxes for the year 1866, approved December 26, 1865.

 APPENDIX No. 217.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Committee on Finance, to whom was referred the annexed Ordinance making an appropriation for lighting, extinguishing and cleansing the lamps of the City for 1867, would respectfully report the same, and ask its passage.

JOSEPH F. MARCER, <i>Ch'n</i> ,	A. M. FOX,
S. G. KING,	A. H. FRANCISCUS,
JAMES F. DILLON,	A. L. HODGDON,
SAML. W. CATTELL,	JOSHUA SPERING.

December 19, 1866.

AN ORDINANCE

To make an appropriation for lighting the City for the year 1867.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the sum of four hundred and twenty-eight thousand one hundred and twenty-two (428,122) dollars and fifty (50) cents be and the same is hereby appropriated for lighting, extinguishing, cleansing and repairing the public lamps for the year 1867, as follows :

Item 1. For furnishing gas to and lighting, extinguishing, cleansing and repairing seven thousand six hundred and forty lamps, during the year (at forty-eight dollars

each), three hundred and sixty-six thousand seven hundred and twenty (366,720) dollars.

Item 2. For lighting, cleansing, extinguishing and repairing and furnishing gas for new lamps to be erected during the year (at twenty-four dollars each), three thousand six hundred (3,600) dollars.

Item 3. For the erection of two hundred new lamps (at twenty-eight dollars and forty-five cents each), five thousand six hundred and ninety (5,690) dollars.

Item 4. For changing fluid lamps for gas (at seven dollars and fifty cents each), one hundred and twelve (112) dollars and (50) cents.

Item 5. For repairs and renewals during the year, four thousand five hundred (4,500) dollars.

Item 6. For excise tax on gas used in the public lamps during the year 1867, forty-five thousand (45,000) dollars.

Item 7. For excise tax on gas used in the public lamps, supplied by the Northern Liberties Gas Works, two thousand five hundred (2,500) dollars.

And the warrants shall be drawn in conformity with existing Ordinances.

APPENDIX No. 218.

RESOLUTION

Transferring certain items of appropriation to the Police Department for the year 1866.

Resolved by the Select and Common Councils of the City of Philadelphia, That the City Controller be and he is hereby authorized to transfer the sum of three hundred and ninety-seven dollars and fifty-five cents from Item 8 of the appropriation made to the Police Department for the year 1866, as follows:

To Item 12. "Stoves and heaters and repairs to same," two hundred and fifty dollars.

To Item 14. "Incidental expenses," one hundred and forty-seven dollars and fifty-five cents.

APPENDIX No. 219.

AN ORDINANCE

To authorize the Mayor to renew the contract for cleansing the Northern District of the City.

Whereas, the Mayor, under authority of an Ordinance, entitled "An Ordinance to authorize the Mayor to contract for the cleansing of the streets of the Northern District, and to make an appropriation therefor," approved the fifth day of July, A. D. 1866, entered into a contract with Henry Bickley for the cleansing of the Northern District aforesaid, for the term of five months, at the rate of sixty thousand dollars per annum, which said term will expire on the first day of January next.

And whereas, the said Henry Bickley has fulfilled his said contract to the entire satisfaction of the Mayor and of these Councils:

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Mayor be and he is hereby authorized to renew and extend the contract aforesaid, for the term of four years and two months from the first day of January, in the year of our Lord one thousand eight hundred and sixty-seven: *Provided*, That the said contractor shall give good and sufficient securities (to be first approved by Councils) for the faithful performance of his said contract, for and during the term of the renewal and extension thereof hereby authorized.

APPENDIX No. 220.

RESOLUTION

Relative to the paving of Ninth street with the Nicholson pavement.

Resolved by the Select and Common Councils of the City of Philadelphia, That the property owners upon the line of Ninth street, between Chestnut and Sansom streets, be and they are hereby authorized to repave said street with the Nicholson pavement: *Provided*, the same shall be done

without expense to the City and in accordance with specifications prepared by the Chief Engineer and Surveyor; and that they shall enter into an agreement with the City of Philadelphia to keep the same in repair for the term of five years after completion.

A P P E N D I X No. 221.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—The Special Committee, to whom was referred the resolution of request to the Legislature relative to the repeal of a certain Act of Assembly, respectfully report that, after a full consideration of the subject, they have instructed their Chairman to offer the annexed resolution.

ALEX. J. HARPER, <i>Ch'n</i> ,	SAML. W. CATTELL,
ALEXANDER M. FOX,	A. L. HODGDON,
A. H. FRANCISCUS,	JAMES PAGE.

December 19, 1866.

RESOLUTION

Of request to the Legislature of Pennsylvania.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Legislature of the State be and they are hereby respectfully requested to repeal the Supplement to the Act consolidating the City of Philadelphia, approved April 9, 1861, authorizing the Receiver of Taxes to charge five per cent. upon delinquent tax-payers; and the Clerks of Councils are hereby directed to transmit copies of this resolution to the members of the Legislature, immediately upon its organization, in January, 1867.

APPENDIX No. 222.

To the Select and Common Councils
of the City of Philadelphia :

GENTLEMEN :—Your Committee on Highways, to whom was referred the petitions for paving Leib, Warnock and Alder streets, respectfully report that they have considered the same, and submit for your consideration the following resolution, recommending its adoption.

HIRAM MILLER, <i>Ch'n</i> ,	THOMAS LITTLE,
DANIEL P. RAY,	THOS. A. BARLOW,
GEO. A. SCHAFER,	J. W. HOPKINS,
ROBERT ARMSTRONG.	

RESOLUTION

To authorize the Paving of Leib, Warnock and Alder streets.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Chief Commissioner of Highways be and he is hereby authorized to enter into contracts with competent pavers, who shall be selected by a majority of owners of property fronting on Leib street from Harrison street, and the south line of the estate of Lydia Harrison, deceased, and on Warnock and Alder streets, from Oxford street to Columbia avenue, for the paving thereof. The conditions of said contracts shall be, that the contractors shall collect the cost of paving from the owners of property, and shall also enter into an obligation to the City to keep the streets in good order for three years after the paving is completed.

APPENDIX No. 223.

To the President and Members of
Select and Common Councils :

GENTLEMEN :—We, the undersigned, members of the Committee on Port Wardens, to whom was recommitted an Ordinance, entitled “An Ordinance to authorize the Leasing of Dock street Wharf, on the river Delaware, respectfully report, that we have looked carefully into the matter in all its bearings. The present lessees bought from the Pennsylvania Railroad Company their unexpired (special) lease of five years, and also bought from that Company the large shed and improvements which they had erected for the accommodation of their business, at a large cost. At the expiration of the railroad lease the present lessees bought a lease of three years at public outcry, which lease has now nearly terminated. The market-house and its surroundings are of a creditable and substantial character, improving what before was a degraded and neglected part of the city front, greatly advancing the value of the surrounding property, and particularly the large city property known as the Tobacco Warehouse. The Market Company also supplied and maintained what was a great public want and convenience to our citizens after the market sheds had been removed from Market street; an extensive wholesale market for produce, fish, &c., arriving by way of the river, from which the many retail markets supply themselves.

This is now the only wholesale market in the city of its kind, and so greatly has the business concentrated there that all the dock facilities they now have are barely sufficient.

We know of no occupation of the property that our citizens are more interested to further than this.

The wharf, we believe, is now paying a larger rent to the city than any other of its wharves.

The Ordinance, if passed, secures for ten years the full annual rent, and in the contemplated improvements will secure to the city, at the expiration of the lease, a property worth full twice its present rental, or \$8,000 per year. In fact, if the Market Company shall acquire the property

under the proposed Ordinance, after paying for their improvements, they will have been under a rent of over \$8,000 per year, and the City will have been receiving during said term that amount in cash and increased value of property.

We therefore report back the Ordinance with an amendment, and ask its adoption.

M. HALL STANTON, *Ch'n*,

JAS. A. FREEMAN,

WILLIAM BUMM,

H. W. GRAY,

A. L. HODGDON,

GEO. F. OMERLY,

HIRAM MILLER.

AN ORDINANCE

To authorize the Leasing of Dock street Wharf, on the river Delaware.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Commissioner of Markets, Wharves and Landings be and he is hereby authorized to enter into a lease of Dock street Wharf, on the river Delaware, with the Delaware Avenue Market Company, for the term of ten years from the time of the expiration of the present lease, at the rent of four thousand dollars per annum, payable quarterly.

SECTION 2. That the said lessees shall bind themselves with sufficient security to extend the pier of said wharf at their own expense to the Port Wardens' line; to extend also through the pier the sewer as of its present size and direction; the work on said extension of pier and sewer to be done within one year from the commencement of the lease, in the most substantial and workmanlike manner, under the supervision of and in accordance with the plan and specifications of the Chief Engineer and Surveyor: *Provided*, That said lessees shall at all times during said term keep the docks of said wharf clean, and the pier, wharf and all the improvements in good order and repair, without any charge to the City, and at the expiration of said term deliver possession of the property so leased to the lessors, including all improvements, (except the sheds,) in good order and condition.

SECTION 3. That all Ordinances or parts of Ordinances inconsistent herewith, so far as they may apply to Dock street Wharf in this Ordinance, be and the same are hereby repealed.

APPENDIX No. 224.

To the Common Council
of the City of Philadelphia :

GENTLEMEN:—Your special Committee, to whom was referred an Ordinance appropriating \$8,850 for heating and ventilating the new Court House, to examine into the necessity for and cost of the additional chimney erected upon the said building, beg leave to report that they have carefully considered the same, having consulted with the architect and the contractor for heating the building, among others, and are enabled to present the following facts in connection therewith :

1. The Committee find that the necessity for an additional chimney was caused, primarily, by changing the site of the Court House; the architect stating that while the original plan of the building required but one chimney, and that one in the centre of the north end, to accord with the arrangement of the flues, etc., necessary for the heating and ventilation thereof; the new plan, owing to the displacement of the single chimney by the new disposition of the interior, *i. e.* in placing the judges' position in the centre of the rear end of the building, rendered it necessary to place one chimney in each of the rear corners for the same purposes, it having been found that a single chimney in either of the corners would not meet the requirements of the heating and ventilating apparatus. The Committee respectfully submit, inasmuch as the building of the necessary chimney or chimneys was the work of the contractor for the erection of the Court House, and this additional chimney having been made necessary by the change of site, the expense of which was not to exceed the sum of \$8,000, which sum the said contractor received; that it is neither fair nor just that the City should incur the expense of erecting it.

2. Your Committee find that the architect of the building was instructed by the Committee on City Property to notify all the parties submitting proposals for the said heating and ventilation, to add to their estimate the sum of \$850 for the erection of this additional chimney, which was done.

3. Your Committee find that the Commissioner of City Property was directed by the same Committee to enter into a contract with Messrs. J. P. Wood & Co. for the said heating and ventilation, for the sum of \$8,850, which was also done. Your Committee beg leave to remark, that they fail to perceive upon what authority the Committee on City Property has acted in either of the matters just mentioned.

4. Messrs. J. P. Wood & Co., having received the contract on the terms above mentioned, paid the sum of \$850 to the contractor for the erection of the Court House, who built the chimney, as the cost thereof.

5. Your Committee find that the maximum cost of a chimney of similar dimensions, based upon a measurement by experienced mechanics, is three hundred dollars (\$300). In view of these facts the Committee recommend the adoption of the following resolution.

JOSEPH B. HANCOCK, *Ch'n*, GEO. HETZELL,
ROBERT ARMSTRONG.

RESOLUTION

Of Instruction to the City Controller.

Resolved by the Select and Common Councils of the City of Philadelphia, That the Controller be and is hereby directed to retain the sum of \$850 from the contract price of J. W. Colladay for the erection of the new Court House.

A P P E N D I X N o . 225.

To the Common Council
of the City of Philadelphia :

GENTLEMEN:—The Special Committee, to whom was referred the Resolution entitled a “Resolution to appoint a Special Committee of three to investigate the charge made by the member of Twentieth Ward, to wit, that two hundred dollars had been paid on account of carriage hire for Special Committee on Gas investigation of this chamber,” beg leave to report that they have examined the vouchers and accounts in the proper department, and find

that the sum of fifty-eight dollars has been paid for carriage hire for said Committee.

Mr. Billington appeared before the Committee and stated that he had been misinformed on the subject, and had therefore committed an error in making the charge.

The Committee also find bills amounting to the sum of thirty dollars, not yet presented, for carriage hire for same Committee.

The Committee would also recommend to members of Council to exercise greater caution in preferring charges which they cannot sustain.

The Committee, therefore, offer the annexed resolution, and recommend its passage.

JOHN BARDSLEY, *Ch'n*, ALEX. J. HARPER.

RESOLUTION

To Discharge a Special Committee.

Resolved by the Common Council of the City of Philadelphia, That the Special Committee on investigating charge of Two Hundred Dollars having been paid for carriage hire on account of Special Committee on Gas Investigation of this Chamber, be discharged from the further consideration of the subject.

A P P E N D I X N o . 2 2 6 .

RESOLUTION

Of Instruction to the Commissioner of City Property.

Resolved by the Common Council of the City of Philadelphia, That the Commissioner of City Property be and he is hereby instructed to inform this Council why he has not leased the premises situate on Fairmount Park, in obedience to a resolution passed by these Councils.

APPENDIX No. 227.

AN ORDINANCE

To authorize James Mullin to erect a wooden building one story high, at Ninth street and Columbia avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and the same is hereby granted to James Mullin to erect a temporary wooden building on his premises at southeast corner of Ninth street and Columbia avenue, not more than one story high: *Provided*, That the said James Mullin shall remove the same whenever required to do so by Councils: *And provided also*, that the said James Mullin pay into the City Treasury the sum of twenty-five dollars, to pay for the expense of publishing this Ordinance. All Ordinances or parts of Ordinances to the contrary hereof notwithstanding.

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TO YTRAVIM 3BT

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